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The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 p. m. of the above-mentioned days.

WEDNESDAY, NOVEMBER 30, 1853.

Legislative Enactments.

Passed Act.

Fort William, Home Department, Legislative, The 18th November 1853.

The following Act, passed by the Governor General of India in Council on the 18th November, 1853, is hereby promulgated for general information :

ACT No. XVI. OF 1853.

An Act for Amending the Law of Special Appeals.

I. Act No. III. of 1843, is hereby repealed, except as to cases in which a petition for appeal shall have been presented before this Act shall come into operation.

II. If any application for a special appeal shall have been presented, and no order shall have been passed thereon before this Act shall come into operation, such application shall be heard and determined in the same manner as an appeal presented under this Act ; and all the provisions of this Act shall extend to such application and to the hearing thereof, and to all subsequent proceedings thereon ; and also to the hearing and determination of the appeal if the same shall be admitted.

III. If any such application shall have been presented, and the appeal admitted before this Act shall come into operation, the appeal shall be heard and determined, in the same manner as if this Act had not been passed, except that the Sudder Courts shall determine the appeal without reference to the points certified, and may call for or refer to any part of the proceedings which may be necessary, and that the provisions of Section X. of this Act shall extend to such appeals.

IV. A special appeal shall lie to the Sudder Courts in the several Presidencies of Fort William in Bengal, Fort St George and Bombay, from any decision passed on regular appeal in any of the Civil Courts subordinate to the said Sudder Courts respectively, on any of the following grounds namely :

1st. On the ground that the decision hath failed to determine all material points in difference in the cause, or hath determined the same or any of them contrary to law or usage having the force of law.

2nd. On the ground of a misconstruction of any document.

3rd. On the ground of any ambiguity in the decision affecting the merits.

4th. On the ground of any substantial error or defect in procedure, or in the investigation of the case, provided such error or defect be apparent on the record, and shall have produced, or be likely to have produced any error or defect in the decision of the case upon the merits. Provided always that no such special appeal shall lie, nor shall any such decision be reversed, altered, or remanded by any of the said Sudder Courts, upon the ground that the decision of any question of fact is contrary to or not warranted by the evidence duly taken in the cause, or any probability deduced from the record

V. *Clause* 1.—A petition of special appeal may be presented in the Sudder Court or it may be presented in the Court in which the decision objected to was passed for transmission to the Sudder Court. In either case the petition must be presented within three months from the date of the decision appealed against, unless the petitioner can show just and reasonable cause to the satisfaction of the Sudder Court for not having presented it within such limited period.

Clause 2.—Every such petition of special appeal shall be accompanied by authenticated copies of the decree objected to and of the decree of the Court of original jurisdiction. If the appeal be presented in the Court in which the decree objected to was passed such last mentioned Court shall forthwith forward the same to the Sudder Court with an endorsement thereon of the date on which it was presented together with the copies of the decrees of the lower Courts by which it was accompanied.

Clause 3.—An application for an extension of the time for presenting a petition of special appeal may be made directly to the Sudder Court or through the intervention of the lower Court at the option of the applicant.

VI. Every petition for a special appeal shall set forth concisely and under distinct heads the grounds of objection to the decision appealed without any argument or narrative and such grounds shall be numbered consecutively.

VII. *Clause* 1.—The Sudder Courts shall cause lists of the petitions, which shall be presented for the admission of special appeals to be prepared weekly, and to be affixed in the Court houses of the said Sudder Courts respectively. The said lists shall set forth the dates on which such petitions are likely to be brought on for hearing, and the said Sudder Courts shall cause extracts from the said lists to be transmitted to the Courts in which the decisions on regular appeal were passed ; such extracts shall be affixed in some conspicuous place in the last mentioned Courts, and extracts therefrom shall be transmitted by such Courts to the Courts in which the original suits were instituted, and such last mentioned extracts shall be affixed in some con-

spicuous place in the said last mentioned Courts. The time to be fixed by the Sudder Court for the hearing of any petition shall not be less than six weeks from the date of despatch of the extracts referring to the same from the Sudder Court. The date of the despatch of each extract shall be notified thereon.

Clause 2.—At any time within the period of one month from the date of the despatch of the extract referring to the appeal or within such further time as the Sudder Court shall for just and reasonable cause, allow for that purpose, the respondent may present a separate petition of special appeal in the Sudder Court upon any of the grounds upon which a special appeal will lie against any part of the decision of the lower Court not involved in the appeal of the opposite party, provided the respondent shall not previously have presented a special appeal in the cause. Such petition however shall not be inserted in any list to be prepared in pursuance of Clause 1, Sec. VII. of this Act.

Clause 3.—If the petition of appeal or the appeal of either party be dismissed, withdrawn or rejected, the application for appeal or the appeal, as the case may be, of the other party, shall be heard alone according to the provisions of this Act: otherwise, all applications for special appeal and all admitted special appeals relating to the same decision, shall respectively be heard together unless the Sudder Court shall otherwise order in any case.

VIII. *Clause* 1.—It shall be lawful for one or more of the Judges of the said Sudder Courts, respectively, to hear applications for special appeals, duly presented as aforesaid, in the presence of the appellant, or his pleader and also of the respondent or his pleader or such of them as shall attend, and it shall be competent for such Judge or Judges to call for and peruse any document forming a part of the record of the cause; or to order the amendment of the petition of special appeal forthwith, or within such time as he or they may order, not exceeding one month from the date of such order; or to make an order of reference to the Court which pronounced the decree appealed from for further information or explanation; or to pass an order for admitting the appeal for hearing or for rejecting the same; or, if it shall appear that the facts have not been sufficiently recorded, or that the case is otherwise so insufficient that the Sudder Court, could not, if the appeal were admitted, pass a final decree thereon, but for no other cause, to issue an injunction, setting forth the errors, irregularities, or other defects in the decision appealed against, and remanding the same to the Court by which the same shall have been passed, in order that such decision may be reviewed by the last mentioned Court, and that such order or decree may be passed thereon as shall be conformable to law. Provided always that no such remand shall be ordered as aforesaid, except upon grounds whereon a special appeal will lie under this Act. If any such application shall be heard by only two Judges, and they differ in opinion as to admitting the appeal for hearing, it shall be admitted.

Clause 2.—An order for admitting a special appeal for hearing shall specify, for the information of the Court, the grounds upon which it was admitted. But neither the Court nor the parties shall be confined to those grounds upon the hearing.

Clause 3.—If an order be passed for admitting the special appeal for hearing the case shall be brought on to the file of the Court to be heard and determined in due course.

Clause 4.—If an order for rejecting a special appeal or for remanding a case be made by one Judge only, such order shall not be final, but it shall be laid before another Judge of the same Court who shall hear the application for the appeal in the presence of the appellant or his pleader and also of the respondent or his pleader or such of them as shall attend. If the second Judge be of opinion that the appeal ought to be rejected or the case remanded he shall pass a final order to that effect; if he be of opinion that the appeal ought to be admitted he shall pass an order for admitting the same, and the appeal shall thereupon be admitted, heard and determined in due course in the same manner as if it had been admitted in the first instance.

Clause 5.—A final order for remanding a case shall not be made without notice to the respondent to enable him to appear and be heard.

Clause 6.—Any Judge by whom an order admitting a special appeal shall be made may certify that in his judgment the decision of the lower Court is manifestly erroneous upon any of the grounds upon which a special appeal will lie, and thereupon the appeal may be set down for hearing in a list to be called the list of certified special appeals. All cases entered in such list may be called up in due course for hearing and decision according to the provisions of this Act without regard to the general list of special appeals pending in the Sudder Court.

Clause 7.—If an application for a special appeal be heard by a number of Judges sufficient according to the provisions of this Act to hear and determine the appeal and it shall appear that the decision is manifestly erroneous, or that the case ought to be remanded the appeal may be heard and determined forthwith, if the respondent or respondents be present or represented by a pleader or pleaders, otherwise the Court may order the case to be entered in the list of certified appeals, and the same shall be entered accordingly.

IX. *Clause* 1.—Every order for rejecting a special appeal shall state the reason for disallowing each of the grounds set forth in the petition, and every such order of rejection may be once reviewed by the Judge or Judges by whom the same was passed or by any Judge or Judges sitting for or instead of him or them, if they or he shall think fit to review the same. Provided that no such review shall be allowed unless application for the same be made within three months from the date of such order.

Clause 2.—If any such order be rescinded or if the Judges who shall review the same shall be equally divided in opinion, the appeal shall be admitted and the case brought on to the file of the Court and heard and determined in due course.

Clause 3.—A petition for the review of such order shall be written on paper stamped with a Government stamp of the value of two Rupees a sheet.

X. *Clause* 1.—When any special appeal shall be admitted, the same shall be heard and determined by three or more of the Judges of the Sudder Court, and such hearing and determination shall be upon all the grounds whereon a special appeal will lie under this Act.

Clause 2.—The Sudder Court may at any time before or at the time of the hearing of any special appeal or any application for a special appeal allow either party to amend the grounds of objection set forth in his petition, or to add further grounds of objection thereto; or to urge and be heard by himself or his pleader in support of any objection not included in his petition, upon such terms and conditions as to postponement of the hearing, and as to the payment of costs or otherwise as the Court shall think just, to prevent the opposite party or his pleader from being taken by surprise or otherwise. Without such leave of the Court, neither party shall be allowed to urge or be heard in support of any objection not set forth in his petition. But upon hearing the application or determining the appeal the Sudder Court shall not be confined to the grounds of objection set forth in the Petition.

XI. The existing Laws and Regulations of the Presidencies of Bengal, Madras and Bombay, relating to special appeals shall continue in force, in the said Presidencies respectively, so far as they are not inconsistent with, or repealed by, this Act.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative,

The 18th November 1853.

The following Act passed by the Governor General of India in Council, on the 18th of November 1853, is hereby promulgated for general information.

ACT No. XVII. OF 1853.

An Act to repeal Regulation VII. of 1816, *and to declare the law which is to be in force in the tract of land granted to Maharajah Imrit Rao.*

WHEREAS a tract of land situated near the town of Teroha, in the district of Banda, was granted as an independent Jagheer by the British Government to the Maharajah Imrit Rao, and whereas by Regulation VII. of 1816, of the Bengal Code, it was enacted that from and after the date of that Regulation, the jurisdiction of the Courts of Civil and Criminal judicature and the operation of the general Regulations, should not extend to the tract of land aforesaid, and whereas Maharajah Benaik Rao, son of the said Maharajah Imrit Rao, died on the 6th day of July 1853, and it is now expedient to repeal the above-mentioned Regulation; It is enacted as follows:—

I. Regulation VII. of 1816, of the Bengal Code, is hereby repealed.

II. The said tract of land, being part of the district of Banda, all Laws and Regulations now in force within that district shall [illegible] force in the said tract of land.

III. All cases, Civil or Criminal, in which the cause of action arose, or the offence was committed, within the said tract of land, before the passing of this Act, may be tried and determined by the Courts of the said district of Banda, and the general Laws and Regulations now in force there may be applied and administered by the said Courts in the trial and determination of such cases; but if in any Civil case it shall appear that the application of the said Laws and Regulations would operate unjustly if applied to the trial and determination thereof, it shall be lawful for the said Courts to try and determine the same according to equity and good conscience.

IV. Provided always, that no Court shall try or determine any case, Civil or Criminal, with respect to which a final decision was pronounced previously to the said 6th day of July 1853, by any Court or person within the said tract of land, having at the time of the decision lawful power and authority to pronounce it; and that with the exception of cases within the provisions of Section IV. of the said Regulation VII. of 1816, no act committed within the said tract of land prior to the 31st day of August 1853, shall be deemed an offence punishable under the provisions hereof, if at the time of the commission of such act the same was not contrary to the laws then in force in the said tract of land.

V. Nothing in this Act shall extend to any crime or offence within the provisions of Section III. or IV. of the said Regulation committed before the passing of this Act, but every such crime or offence shall be dealt with and punished as if this Act had not been passed.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

Draft Act.

Fort William, Home Department, Legislative,

The 18th November 1853.

THE following Draft of a proposed Act was read in Council for the first time on the 18th November 1853.

ACT —— OF 1853.

An Act to amend Act No. V. of 1838 *relating to the Bengal Bonded Warehouse Association.*

Whereas the Bengal Bonded Warehouse Association are desirous that the provisions of Act No. V. of 1838 should be amended, and it appears reasonable that such amendment should be made, It is enacted as follows:

I. Sections XII., XIV., XXXII. and XXXVII. of the said Act are hereby repealed.

II. The business of the said Association shall be managed by six Directors, three of whom shall form a quorum.

III. The two Directors who are to go out of office by rotation in every year shall go out of office in the month of May, before the holding of the ordinary General Meeting of proprietors directed to be holden in that month, and that at such ordinary General Meeting two Directors shall be chosen and the Directors so going out of office or either of them shall be capable of being re-elected in the same year at such General Meeting.

IV. No person shall be capable of being a Director of the said Association who shall not be a proprietor in his own right of Five shares of the Capital Stock of the said Association.

V. Ordinary General Meetings of the said proprietors shall be held at least twice in every year, that is to say, on the second Wednesday in the month of May, and the second Wednesday in the month of November, and at every such ordinary Meeting the Directors of the said Association shall present a Report in writing of the state of the affairs of the said Association, and a balance sheet; and such General Meeting may declare a dividend out of the profits of the said Association, provided that no dividend shall be made which shall diminish the capital of the said Association.

VI. It shall be lawful for the said Association to make Bye-laws for the Regluation of its own proceedings, which Bye-laws shall be binding only on its own Members and officers, provided that no such Bye-law shall be valid till it shall have been approved of by one extraordinary General Meeting of proprietors specially convened for that purpose, provided also that no such Bye-law shall be valid till it shall have been confirmed by the Governor of the Presidency of Fort William in Bengal.

VII. At any time after the 14th day of March 1860, it shall be lawful for the Governor General of India in Council by an order in Council to direct that the said Association shall be dissolved at the expiration of five years from the date of such order, and such order shall of itself have the effect of dissolving the said corporation at the expiration of the said space of five years, except for the purposes mentioned in Section XXXIX. Act No. V. of 1838.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 18th day of January 1854.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

Notifications, Appointments, &c.

No. 5046.

Fort William, Foreign Department,
The 25th November 1853.

Notifications.—The Most Noble the Governor General in Council is pleased to appoint Mr. J. M. Tritton to be an Assistant to the Political Agent in Bhopal, for the charge of the district of Bairseea, and to vest him with the powers of an Assistant Magistrate and Deputy Collector. Mr. Tritton assumed charge of his office on the 16th February last.

No. 5047.

Lieutenant J. D. C. Sinclair, Commandant of Artillery, United Malwa Contingent, to be Acting Commandant of the 2nd Company of Artillery, Hyderabad Contingent.

No. 5048.

The 28th November 1853.

Second Lieutenant F. C. S. Williams, of the Bengal Engineers, to be Superintendent, and Second Lieutenant W. S. Trevor, of the Bengal Engineers, and Lieutenant R. F. Oakes, of the Madras Engineers, to be Assistants, for conducting the Topographical Survey of the Province of Pegu.

Lieutenant J. G. R. Forlong, of the 1st Madras Native Infantry, to be Superintendent, and Second Lieutenant G. A. Craster, of the Bengal Engineers, and Second Lieutenant J. S. Ingram, of the 1st European Bengal Fusiliers, to be Assistants, for constructing the Road across the Toungoop Pass.

No. 5049.

The 29th November 1853.

Mr. R. Temple, Settlement Officer, Rechnab Doab, has obtained leave of absence under Section XII. of the Amended Rules, from the 10th October to the 1st November, in extension of the leave granted to him in G. O. of the 30th September last, No. 4210.

No. 5050.

The Most Noble the Governor General in Council is pleased to recognize the appointment of Mr. Carl Mohr as Bremen Consul at Akyab, and of Monsieur Charles de Chapeauronge, as Hanoverian Consul at that port.

J. P. Grant,
Offg. Secy. to the Govt. of India.

No. 2123.

Orders by the Most Noble the Governor of Bengal.

Appointments.—*The 17th November* 1853.—Moulavy Salamutoolah Khan, Deputy Collector under Regulation IX. of 1833 in Zillah Bullooah, is transferred to the 3rd or Eastern Division of the Revenue Survey, and vested with the full powers of a Collector, under Regulation VII. of 1822, in the districts of Bullooah, Backergunge, Mymensing, Dacca, Furreedpore, Pubna, Rajshahye, Bogra, Rungpore, Sylhet and Tipperah.

Leave of Absence.—*The 23rd November* 1853.—Koomar Harcuda Krishna, Deputy Magistrate of Govindpore, for one week, on private affairs, in extension of the leave granted to him on the 23rd of September last.

Mahomed Rafik Khan, Principal Sudder Ameen of Behar, for three weeks, under Medical certificate, from the 4th instant.

The 25th November 1853.—Mr. C. [illegible], Collector of Dacca, for one month, under Section XII. of the Amended Absentee Rules, making over charge of his office to Mr. C. W. Mackillop, the Officiating Magistrate, who will officiate also as Collector during Mr. Tottenham's absence, or until further orders.

Notification.—*The 23rd November* 1853.—Mr. Edward Grey, appointed by the Hon'ble the Court of Directors a Member of the Civil Service on the Bengal Establishment, reported his arrival at the Presidency on the 18th instant, on board the Steam-ship "Madras."

By order of the Most Noble the Governor of Bengal,

Cecil Beadon,
Secy. to the Govt. of Bengal.

Orders by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 204 of 1853.

Foreign Department,

Camp Benares, th th November 1853.

Appointments.—Mr. Simon Fraser to be Agent to the Lieutenant-Governor at Delhie.

No. 4312 of 1853.

Judicial and Revenue Department.

Mr. Simon Fraser to be Commissioner of the Delhie Division.

Mr. Colville Coverley Jackson to be Commissioner of the Meerut Division.

Judicial Department.

Mr. Mosley Smith to be Civil and Sessions Judge of Meerut, but to continue to officiate as a Judge of the Sudder Dewanny and Nizamut Adawlut.

Mr. Edward Thomas to be Civil and Sessions Judge of Saugor.

Mr. Robert Alexander to officiate as Civil and Sessions Judge of Meerut.

Mr. Hervey Harris Greathed to officiate as Civil and Sessions Judge of Jounpore.

Judicial and Revenue Department.

Mr. Charles John Wingfield to officiate as Magistrate and Collector of Muttra.

Mr. Major Henry Court to officiate as Magistrate and Collector of Cawnpore.

No. 4314 of 1853.

The 18th November 1853.

Mr. Charles James Haley Richardes to officiate as Joint Magistrate, and Deputy Collector of Paneeput.

No. 4316 of 1853.

Judicial Department.

Mr. Ralph John Taylor, Civil and Sessions Judge of Jounpore, to officiate as Civil and Sessions Judge of Seharunpore.

No. 4329 of 1853.

Judicial and Revenue Department,

Camp Benares, the 19th November 1853.

Mr. Charles Elliot Boileau to exercise the powers of a Joint Magistrate and Deputy Collector at Etah.

No. 4336 of 1853.

Mr. Charles Grant to be Assistant to the Superintendent of Dehra Dhoon.

Mr. James Grant Thomason to be an Assistant in the Rohilcund Division, and to exercise the powers of a Joint Magistrate and Deputy Collector at Moradabad.

No. 4298 of 1853.

Revenue Department,

Camp Benares, the 17th November 1853.

Leave of Absence.—Mr. J. Oliver, Senior Assistant to the Superintendent of Nuttceana, for eight days, in extension of the month's leave granted to him by the late Agent and Commissioner of Delhie.

No. 4299 of 1853.

Judicial Department.

Mr. Philip Charles French, Civil and Sessions Judge of Seharunpore, to be absent from India within the prescribed limits for 1 year, 10 months and 19 days, on Medical certificate, under Section VIII. of the Amended Absentee Rules, from the 15th December 1853.

No. 4300 of 1853.

Mr. Wigram Elliot Money, Civil and Sessions Judge of Mirzapoor, from 5th to the end of December 1853, under Section XI. of the Amended Absentee Rules.

No. 4301 of 1853.

Judicial and Revenue Department.

Mr. Francis Orway Mayne, Officiating Joint Magistrate and Deputy Collector of Etah, for seven days, under Section XII. of the Amended Absentee Rules, in extension of the leave granted him in Orders of 19th August last.

No. 4315 of 1853.

Camp Benares, the 18th November 1853.

Lieutenant George Frederick Salmon Browne, Deputy Commissioner of the 3rd Class in the Saugor and Nerbudda Territories, for ten days, under Section XII. of the Amended Absentee Rules, in extension of the leave granted in orders of 12th October last.

No. 4317 of 1853.

Mr. Charles Theodore LeBas, Officiating Magistrate and Collector of Paneeput, from 10th September to 25th October 1853 inclusive, on Medical certificate.

No. 2133 A of 1853.

General Department.

The leave of absence for one month, under Section XXV. of the Amended Absentee Rules, granted by the Lord Bishop of Calcutta to the Reverend Frederick Fisher, Chaplain of Nynee Tal and Moradabad, from the 8th December 1853, is confirmed.

No. 2132 A. of 1853.

Camp Benares, the 17th November 1853.

Notification.—The Lieut.-Governor is pleased to publish for general information the following Rules for the Management of Charitable Dispensaries within the N. W. Provinces, supported or aided by the Government.

1st. The Collector, Magistrate and Civil Surgeon of the District shall be Ex-officio Members of the Local Committee of Management.

2nd. The Government may appoint any other person, whether a public servant or a subscriber of the Dispensary, to be a Member of the Committee.

3rd. The Commissioner of the Division shall be Ex-officio a Member of the Committee, and shall preside at any Meeting at which he may be present. He shall have a casting vote, in addition to his own vote, if present; and a casting vote, if absent, when opinions are equally divided.

4th. All correspondence between the Government and the Local Committee shall be conducted through the medium of the Commissioner.

5th. Each Committee shall submit to Government, through the Commissioner, Half-yearly Returns (made up to June 30th and December 31st in each year) of the number of Patients treated, and of all the receipts and disbursements, in the accompanying Forms. These returns are exclusive of the professional reports submitted to the Medical Board.

6th. Each Committee shall appoint its own Secretary, whose duty it is to see that proper returns and accounts are kept.

7th. Each Committee shall keep a book in which are to be entered minutes of all its proceedings and resolutions. The proceedings of every Meeting shall be attested by the Members present.

8th. In all matters of a strictly professional description, the Committee shall be guided by such instructions as they may receive from the Superintending Surgeon of the Division.

Half-yearly Return of Patients treated in the ——— *Charitable Dispensary, from the* ——— *to the* ———.

	Remaining on the	Admitted.	Total.	Cured.	Relieved.	Unrelieved.	Died.	Result not known.	Remaining under treatment.
In-door Patients,									
Out-Door Patients,									
Total.									

Half-yearly Cash Account of the ——— ——— Charitable Dispensary from the ——— to the ———.

Dr. *Cr.*

To Balance in hand on the					By Amount Pay of Establishment from						
„ Subscriptions collected from to					„ Amount paid for supplied to the In-Patients at						
„ Government donations drawn from the month of up to					„ Ditto ditto for Half-yearly supply of Clothes to the In-Patients in last						
Rs. per mensem, under orders dated the					„ Ditto ditto paid to Extra Native Doctors employed in						
„ Interest upon Govt. Promissory Notes drawn in					Balance in hand,						
&c., &c.,											
Total, Co.'s R.					Total, Co.'s Rs.						

By order of the Hon'ble the Lieut.-Governor, North-Western Provinces,

W. Muir,
Secy. to Govt., N. W. P.,

No. 4251 of 1853.

Judicial Department,
Agra, the 24th November 1853.

Leave of Absence.—Qazee Mahomed Zeaoollah Khan, Second Principal Sudder Ameen of Goruckpore, for two days, in excess of the Dusserah and Mohurrum vacations.

By order of the Hon'ble the Lieut.-Governor, North-Western Provinces,

John Sherer,
Asst. Secy. to Govt., N. W. P.

General Orders by the Most Noble the Governor General of India in Council.

Fort William, the 25th November 1853.

No. 979 *of* 1853.—The Most Noble the Governor General in Council is pleased to make the following appointments :—

Lieutenant A. Bagot, 15th Regiment N. I., Second in Command of the Nusseeree Battalion, to be Commandant of the 2nd or Hill Regiment of Sikh Infantry, *vice* Major Ferris, C. B., deceased.

Assistant Surgeon J. R. Bedford, Officiating Second Assistant, Presidency General Hospital, to be Second Assistant, and to officiate as First Assistant, with Medical charge of the Calcutta Jail, *vice* Assistant Surgeon Cantor, promoted.

Assistant Surgeon J. B. Scriven, 1st European Bengal Fusiliers, to be Officiating Second Assistant, Presidency General Hospital, with Medical charge of the Calcutta Native Militia, *vice* Assistant Surgeon Bedford.

Assistant Surgeon J. R. Bedford, Officiating First Assistant, Presidency General Hospital, will discharge the duties of Superintendent of the Eye Infirmary, in addition to the duties of his own appointment, during the absence on leave, on Medical certificate, of Surgeon W. Martin.

Fort William, 26th November 1853.

No. 980 *of* 1853.—The under-mentioned Officers are permitted to proceed to Europe on furlough :

1st Lieutenant William Tod Brown, of the Regiment of Artillery, ... } On Medical certificate
Assistant Surgeon George Cole, of the Medical Department, ... }

No. 981 *of* 1853.—With reference to Government General Order, No. 802, of the 7th October last, the admission to the Service as a Cadet of Infantry of Mr. James Becher Tudor is to date from the 9th instead of the 31st August 1853, and he will rank next below Mr. S. G. Warde, his date of rank as Ensign, 12th June 1853, continuing as at present.

No. 982 *of* 1853.—The under-mentioned Gentlemen are admitted to the Service in conformity with their appointment by the Hon'ble the Court of Directors, as Cadets of Engineers and Infantry on this Establishment, and promoted to the rank of Second Lieutenant and Ensign, from the dates assigned to them in Government General Orders, No. 155 and 907 of dates respectively, the 21st February last and 10th instant :

Engineers.	*Date of arrival at Fort William.*
Mr. William Raffles Tucker, ...	24th Nov. 1853.
Infantry.	
Mr. Wm. Frederick Edwards, ...	24th Nov. 1853.
Medical Department.	
Mr. John Francis Tierney, ...	24th Nov. 1853.

No. 983 *of* 1853.—The under-mentioned Officer has returned to his duty on this Establishment without prejudice to his rank, by permission of the Hon'ble the Court of Directors :

	Date of arrival at Fort William.
Captain George William Grant Bristow, of the 71st Regiment Native Infantry, ...	24th November 1853.

Fort William, 28th November 1853.

No. 984 *of* 1853.—The under-mentioned Officer is permitted to proceed to Europe on furlough :

Lieutenant Henry Stone, of the 3rd Regiment Light Cavalry, } On Medical certificate.

No. 985 *of* 1853.—The services of Cornet Alexander Charles Grant, of the 8th Regiment Light Cavalry, are placed at the disposal of the Foreign Department.

No. 986 *of* 1853.—The under-mentioned Officer has returned to his duty on this Establishment, without prejudice to his rank, by permission of the Hon'ble the Court of Directors :

	Date of arrival at Fort William.
Lieutenant Thomas Charles Darnell, 51st Regiment Native Infantry, ...	25th November 1853.

No. 987 *of* 1853.—Conductor Charles Jones, attached to the Gunpowder Agency at Ishapore, is admitted to a pension of (2s.) two shillings per diem, with permission to reside and draw his stipend in Europe, subject to the confirmation of the Hon'ble the Court of Directors.

Fort William, 29th November 1853.

No. 988 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to accept the resignation of his appointment as First Assistant Great Trigonometrical Survey, tendered from the 15th December 1853, by Captain C. T. [illegible] of the 29th Regiment of Madras Native [illegible] state of health will not admit of his continuing the performance of the arduous duties of the Survey.

2. The services of Captain Hill are accordingly placed at the disposal of the Government of Fort St. George from the 15th proximo.

No. 989 *of* 1853.—The under-mentioned men are admitted to Pension, as specified opposite to their respective names, under the provisions of Minutes of Council of the 11th January 1797, and General Order dated 5th February 1820, subject to the confirmation of the Hon'ble the Court of Directors:—

Serjeant Major Richard Barry, of the 18th Regiment Native Infantry.	Two (2s.) Shillings per diem, payable in Europe.
Serjeant James Powell, attached to the Commissariat Department.	Thirty (30) Rupees per mensem, payable in India.

R. J. H. Birch, *Lieut.-Colonel,*
Offg. Secy. to Govt. of India,
in the Mily. Dept.

Notification.

With reference to the Government Notification No. 34, of the 28th instant, intimating that Notes of the 5 per Cent. Loan of the 30th June 1841, from No. 19001 to the last number in the Register, may be transferred by the Proprietors, on or before the 30th January next, into a new Loan which shall bear Interest at the rate of 4 per Cent. per annum, styled "the 4 per Cent. Loan of 1854-55": It is hereby notified for general information that no transfers to the new Loan will be permitted after the 30th January next.

2nd. When applications for transfer or conditional transfer are made, the Officers authorized to receive such applications, under para. 4 of the Government Notification, will, without delay, calculate the amount of Interest due upon the Promissory Notes presented with them, at the rate of 5 per Cent. per annum, to the date of advertised discharge, *viz.*, the 30th January 1854 inclusive as well as the amount of anticipation Interest, payable under para. 7 of the Government Notification, at 4 per Cent. per annum, from the 31st January to the 29th June 1854, both days inclusive, being exactly five months, according to the Rules in force in the Accountant's Office for the calculation of Interest.

3rd.—The said Officers will then cause receipts for Principal and Interest to be entered on the back of the Notes by the Proprietors or their authorized Agents in the following form:—

4th.—Received the Principal of this Five per Cent. Note by transfer (or conditional transfer as the case may be) to the 4 per Cent. Loan of 1854-55, under the conditions of the Government Notification of the 28th October 1853.

Received the Interest due upon this Note, at the rate of 5 per Cent. per annum, from the to the 30th January 1854, in cash 000-0-0

Received anticipation Interest at 4 per Cent. per annum to the 29th June 1854, in cash 000-0-0

Total,... 000-0-0

and on this being done the amount of the Interest and anticipation Interest will at once be paid.

5th. The applications, together with the Promissory Notes, will then be forwarded to the Deputy Accountant General at Fort William, for the purpose of having the entry referred to in para. 6 of the Government Notification made on the face of the Notes.

6th. The Notes will then be compared with the Registers of the Loan Office, and on their being proved to be genuine and outstanding, the requisite entry will be made, and the Promissory Notes will be returned by the Deputy Accountant General to the Government Officers from whom they were received for presentation to the Proprietors.

7th. It is declared in the Government Notification that the entry above referred to is "tantamount to the issue of a new Note," and that Interest will be payable on the strength of such entry "at the rate of 4 per Cent. per annum, by half-yearly instalments, on the 31st December and the 30th June."

8th.—When renewal, sub-division, or consolidation of the Notes is applied for, they will be renewed, sub-divided or consolidated by the Deputy Accountant General at Fort William, under the Rules heretofore in use, and fresh Notes will be issued in the following form:—

Fort William, the 30th June 1854.

Promissory Note, { Company's 0000 Rupees, } At 4 per Cent.

No. *of* 1854-55, *Accountant General's Office.*

The Governor General of India in Council does hereby acknowledge to have received from ——

——

the sum of Company's Rupees ——

——

as a Loan to the East India Company, and does hereby promise, for and on behalf of the said Company, to repay the said Loan, by paying the said sum of Company's Rupees ——

——

Executors, or Administrators, or —— their order, on demand, at the General Treasury at Fort William, after the expiration of three months' notice of payment, to be given by the Governor General of India in Council in the *Calcutta Gazette*, and to pay the Interest accruing on the said sum of Company's Rupees ——

——

at the rate of Four per Cent. per annum, by half-yearly payments at the General Treasury of Fort William, to the said ——

Examined,

Accountant General.

Executors, or Administrators, or ——— their Order, until the expiration of three months after such Notice of payment as aforesaid, when the amount of Interest due will be payable with the Principal, and (such Notice being considered as equivalent to a tender of payment at the period appointed for the discharge of this Note) all further Interest shall cease.

By order of the Governor General of India in Council.

Secy. to the Govt.

9th. In making the entries in account, the *Principal* of the Notes transferred will be carried to the debit of the 5 per Cent. Loan of 1841 credit being given for the amount *per contra*, as a transfer to the 4 per Cent. Loan of 1854-55.

10th. All payments on account of *Interest* will be entered under that head.

11th. Applications for payment in *cash* of the Principal of the Notes advertised for discharge will be received only at the general Treasury at Fort William.

C. HUGH LUSHINGTON,
Officiating Deputy Accnt. General to the Govt. of India.

FORT WILLIAM, *Loan Office, The 29th October* 1853.

Notification

BILLS at par on the Public Treasuries of the under-mentioned Districts may be had on application to the Accountant to the Government of Bengal :—

DISTRICTS.	*Amount available on this date.*	
Bograh, ...	48,000	
Burdwan, ...	40,000	
Dacca, ...	45,000	
Dinagepore, ...	52,000	at 4 annas premium.
Maldah, ...	20,000	at 2 annas premium.
Pubna, ...	9,000	
Purneah, ...	8,500	
Rungpore, ...	40,000	
Sylhet, ...	18,200	

C. HUGH LUSHINGTON,
Offg. Accountant to the Govt. of Bengal.

Accountant's Office, The 29th Nov. 1853.

Notice.

SEALED Tenders from professional Builders only, will be received by the Officiating Civil Architect, in his Office, in Fort William, up to 4 P. M., on Saturday the 3rd December 1853.

The Tenders will be opened in the Civil Architect's Office, and in presence of parties interested, at the above-mentioned time.

Tender for Executing Quadrennial Repairs, Special Repairs, and Renewals to the Residence of the Superintendent of Salt Golahs at Sulkea.

Specification and further information [illegible] tained from the Civil Architect [illegible] William.

Time for Execution, [illegible] and a half months.

A deposit in Cash of One Hundred (100) Rupees is required with each Tender.

W. ABERCROMBIE, *Major,*
Offg. Civil Architect.

Advertisement of the Sooderbun Commissioner's Office.

NOTICE is hereby given, that the Pottahs of the under-mentioned Government Grants, situated in the limit of the Soonderbuns, in 24-Pergunnahs, will be put up for public sale, at noon, on Wednesday the 7th December 1853, corresponding with the 23rd Augron 1260 B. S., at the Office of Commissioner in the Soonderbuns, Allipore. The highest bidder will be entitled to the Pottah and must immediately pay to the Commissioner the full amount of his purchase money. The Pottah will be drawn up in his name, and will be made over to him with the confirmation of Government, and he will become the Grantee of the said Grant under the conditions prescribed in the Pottah. It is further notified, that the intending purchaser who may wish to see the Map of the Grant, and desire to obtain any particulars connected with it, can learn the same by attending either personally or through their Agent at the Office of the Commissioner. These conditions and particulars will moreover be prescribed at the time of sale.

Number of Lots.	Rughah or Area.
43	21,000
59	34,100
123	27,000
129	22,000
130	22,000
138	17,000
142	22,000
143	10,000

او ما کنت سین

Commissioner.

SOONDERBUN COMMISSIONER'S OFFICE, ALLIPORE, *The 17th November* 1853.

সুন্দরবনের কমিশনরের দফতরখানার ইস্তাহার।

ইহার দ্বারা সংবাদ দেওয়া যাইতেছে যে জিলা ২৪ পরগনার মহালক সুন্দরবনের নীমা সরহদ্দের মধ্যে কাপ্তান হাজীশ সাহেবের নকল ভুক্ত নিম্নের লিখিত লাটহার সংক্রান্ত জঙ্গল ভূমির পাটা আলিপুর মোকামে সুন্দরবনের কমিশনরের দফতরখানায় ইঙ্গরেজী সন ১৮৫৩ সালের ৭

তিসেম্বর মোতাবেক বাঙ্গলা সন ১২৬০ সালের ২৩ অগুহায়ন রোজ বুধবার বেলা দুই পুহরের সময় নিলাম হইবেক যে জন অতি উচ্চ মূল্য ডাকেন তিনি তাহা পাইবেন তৎক্ষণে খরিদের সমুদয় টাকা দিতে হইবেক পরে পাট্টা তাহার নামে প্রস্তুত করিয়া গবর্ণমেণ্টের মঞ্জুরি ক্রমে তাহাকে দেওয়া যাইবেক পরন্তু খরিদার মজকুর পাট্টার নিদৃষ্ট নিয়মানুসারে ভূমিতে দখল কার হইয়া রাজস্ব আদায় করিবেন আরো সংবাদ দেওয়া যাইতেছে যে খরিদকরণাকাঙ্খি যে কেহ ঐ জমির নক্সা দেখিতে চাহেন তিনি আপনি কিম্বা মোক্তারকারের দ্বারা কমিস্যনরের দফুর-খানায় যাইয়া দেখিতে পারেন এবং অপর নিয়-মের বিশেষ বেওরা নিলামের সময় প্রকাশ করা যাইবেক ইতি সন ১৮৫৩ সাল তারিখ ১৭ নবেম্বর মোতাবেক সন ১২৬০ সাল তারিখ ৩ অগুহায়ন।

লাটের নম্বর				রকবা
৪৩ নং	..	..	..	২১০০০/
৫৯ নং	..	..	..	৩৪১০০/
১২৩ নং	..	..	..	২৭০০০/
১২৯ নং	..	..	..	২২০০০/
১৩০ নং	..	..	..	২২০০০/
১৩৮ নং	..	..	..	১৭০০০/
১৪২ নং	..	..	..	২২০০০/
১৪৩ নং	..	..	..	১০০০০/

শ্রীউমাকান্ত সেন। কমিস্যনর।

NOTICE is hereby given that the Election of the Elective Commissioners, (two in number) for the Improvement of the Town of Calcutta, for the year 1854, under the Provisions of Act No. X. of 1852, will be holden at the Town Hall, on Monday the 12th day of December next, at the hour of 8 o'Clock in the forenoon, instead of Friday the 16th idem as heretofore advertised.

The attention of Candidates for the Office is called to the XIV. and XV. Sections of the Act.

F. Bellairs,
Sheriff.

Calcutta Sheriff's Office,
25th November 1853.

Sheriff's Office, the 16th November 1853.

NOTICE is hereby given, that a Sessions of Oyer and Terminer and Gaol Delivery, and also an Admiralty Sessions, will be holden by the Supreme Court of Judicature at Fort William in Bengal, for the Town of Calcutta and Factory of Fort William and the places subordinate thereto, at the Court-House, in the Town of Calcutta, on Wednesday, the Seventh day of December next, at 12 o'clock at noon.

The Court will open on the first day of the Sessions at 12 o'clock at noon, and upon each succeeding day precisely at 11 o'clock in the forenoon of which all persons are required to take notice.

F. Bellairs,
Sheriff.

শরিফ আফিস ১৬ নবেম্বর ১৮৫৩ সাল

সমাচার দেওয়া যাইতেছে যে আগামি ৭ তিসেম্বর ১৮৫৩ সাল বুধবার দুই পুহরের সময় কলি কাতার ফোর্ট উইলেমের এবং তাহার অন্তঃপাতি যে সকল স্থান তন্নিমিত্তে বঙ্গদেশের ফোর্ট উই লেমের সুপ্রেম কোর্ট আপন আদালত ঘরে ওএরটরমিনর এবং এডমাইরেলটী অর্থাৎ মহা সমুদ্র সম্বন্ধীয় মোকদ্দমা নিষ্পত্তি জন্য এক সেশি য়ান অর্থাৎ মিছিল করিবেন।

এই সেশিয়ান জতকাল পর্য্যন্ত বসিবেক তাহার প্রথম দিবস দুই পুহরের সময় তাহার পর প্রতি দিবস এগারো ঘণ্টার সময় বসিবেক এবিষয় সকলে স্মরণ রাখুন।

F. Bellairs,
Sheriff.

General Post Office Notifications.

Export Overland Mail vid Southampton and Marseilles, per P. and O. Co.'s Steamer "Bengal," direct from Calcutta.

NOTICE is hereby given, for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden, Penang, Singapore and Hong-Kong,) intended for transmission by the Peninsular and Oriental Company's Steam-vessel *Bengal*, will be closed at this Office on Saturday, the 3rd proximo.

THE Public are informed, that the Overland Expresses between Bombay and Calcutta will be discontinued from this date.

J. R. BURLTON BENNETT,
Deputy Post-master General, in charge.

Calcutta,
General Post Office,
The 31st August 1853.

NOTICE is hereby given, that an After-Packet for the P. and O. Co.'s Steamer *Bengal* will be made up at this office, on Monday the 5th proximo, at 12 noon, with the chance of overtaking her at Kedgeree.

E. BOTELLHO,
Supdt. in charge.

Fort William,
General Post Office,
The 28th November 1853.

NOTICE is hereby given that the Mails for Penang, Singapore and China, for transmission per Steamer *Shanghai*, will be closed at this Office on Thursday the 1st proximo.

E. BOTELLHO,
Supdt. in charge.

Fort William,
General Post Office,
The 25th November 1853.

It is hereby notified, that unless marked for particular Ships, all Letters received at the General Post Office between Monday the 21st November, and Sunday the 27th November 1853, both dates inclusive, were despatched by the under-mentioned Vessels, which sailed from Calcutta on dates specified:—

Letters received on Dates from and to	*By what Ship despatched.*	*Bound to*	*Remarks.*
21st November 1853,	"Harriet,"	Melbourne,	Left town on the 22nd Nov. 1853.
21st Ditto,	"Shah Jehan,"	Mauritius,	Ditto on the 24th ditto.
24th and 25th ditto,	"British Merchant,"	Ditto,	Ditto on the 26th ditto.
21st to 26th ditto,	Steamer "Formosa,"	Penang, Singapore and China,	Ditto on the 27th ditto.

E. BOTELLHO,
Superintendent in Charge.

Calcutta, Genl. Post Office, 29th November 1853.

Report showing the smallest Depth of Water in the Bhaugiruttee, Jellinghee and Matabangah Rivers, on the 16th November 1853.

Names of Rivers.	*Smallest Depth of Water.* Feet.	Ins.	
*Bhaugiruttee River.**			
At its entrance, ...	7	0	
Below the entrance, ...	3	9	
From thence to Jungypore, ...	4	6	At Sampore.
	3	4	„ Calloopore.
	3	4	„ Bisonathpore.
	3	4	„ Momintollah.
From Jungypore to Sadduckbaugh, ...	3	4	„ Rampall.
	3	2	„ Meerpore.
From Sadduckbaugh to Berhampore, ...	4	0	„ Laulbaugh.
	3	0	„ Berhampore.
From Berhampore to Cutwa, ...	3	0	„ Mirzapore.
	3	1	„ Bidooparrah.
	2	3	„ Beneeaparrah.
And from Cutwa to Nuddeah, ...	2	5	„ Mohumpore.
	3	9	„ Chackoondeeah.
Jellinghee River.			
At its entrance, ...	1	0	
From thence to Bausemarree, ...	1	6	At Budderpore.
	1	0	„ Jellinghee.
From Bausemarree to Teeahkattah, ...	2	0	„ Gopalpore.
	2	3	„ Bastumparrah.
From Teeahkattah to Sonatullah, ...	3	7	„ Allooparrah.
	4	0	„ Beerpore.
And from Sonatullah to Moisgunge, ...	4	0	„ Swarree.
	4	6	„ Sumboonugghur.
Matabangah River.			
At is entrance, ...	18	0	
From thence to Haut Boleah, ...	10	6	At Sudasibpore.
From Haut Boleah to Katchikattah, ...	7	0	„ Boleah.
	5	0	„ Bansbarriah.
	4	0	„ Asmaneolly.
From Katchikattah to Kishengunge, ...	7	3	„ Sonatunpore.
And from Kishengunge to Seebpore, ...	10	0	„ Goyes.

Height of water on Gauge at Berhampore on the 15th November 1853, + 4 feet 1 inches.

J. LANG,
Supdt. Nuddea Rivers.

On the Bhaugirutee River, 21st Nov. 1853.

* Since last report, the channel of this River at Sampore has been deepened by the construction of Baudahls from 3 feet to 4 feet 6 inches, and at Momintollah from 3 feet to 3 feet 4 inches.

PURSUANT to a decree of the Supreme Court of Judicature at Fort William in Bengal, made in a cause wherein Robert Townsend Allan and James Mackintosh the younger, Administrators of Robert Hastie, deceased, are complainants, and James Pelham McKilligin, Archibald Hastie and John Cameron are Defendants,—All persons claiming to be creditors or legatees of James Hastie,

formerly of Calcutta, Merchant, deceased, (who died in or about the month of April 1848,) are forthwith to come in and prove their claims before John Cochrane, Esquire, the Acting Master of the said Supreme Court, at his Office in the Court House, on or before the 3rd day of December [illegible] or in default thereof they will be peremptorily [illegible] from the benefit of the said decree.

JOHN COCHRANE,
Acting Master.

Judge, Vrignon and Newmarch,
Complainant's Attornies.

Calcutta,
Supreme Court, Master's Office,
The 3rd October 1853.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of William Tulloh Fraser, of Government Place, in Calcutta, lately carrying on trade and business at Tank Square, in Calcutta, in Co-partnership with John Weston Cliff, deceased, as an Auctioneer and Commission Agent, under the name, firm or style of Messieurs Tulloh and Company, an Insolvent.

In the matter of the separate Estate of William Tulloh Fraser, of Government Place, in Calcutta, a Member of the late firm of Messieurs Tulloh and Company, Auctioneers and Commission Agents, an Insolvent Trader.

On Saturday, the 5th day of November instant, it was ordered, that the first Saturday in the month of December 1854, be appointed for the further hearing in these matters, and unless cause be shown to the contrary on that day, the said Insolvent shall be discharged, personally, as well as to his after acquired property from all liability for debts, claims and demands of and against the said Insolvent at the time of filing his petitions for relief.

Poe, *Attorney.*

Chief Clerk's Office, 15*th November* 1853.

In the matter of John DeCoil, formerly of Chittagong, Superintendent of the Kootubdia Light House, but at present residing on Board the vessel *Stree Vancata Swamey*, now lying in the river Hooghly, an Insolvent.

Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Saturday the 3rd day of December next, at the hour of 11 o'Clock in the forenoon.

☞ "*Any Creditor of the said Insolvent desirous of opposing such application do appear before the said Court at the time and place aforesaid.*"

Beeby, *Attorney.*

Chief Clerk's Office, 25*th November* 1853.

In the matter of John DeCoil, formerly of Chittagong, Superintendent of the Kootubdia Light House, but at present residing on Board the vessel *Stree Vancata Swamey*, now lying in the river Hooghly, an Insolvent.

On Friday, the 25th day of November inst., it was ordered, that the hearing in this matter shall be on the regular Court day, to be held in the month of February next, and that the said Insolvent do then attend to be examined by the said Court.

Beeby, *Attorney.*

In the matter of John DeCoil, formerly of Chittagong, Superintendent of the Kootubdia Light House, but at present residing on Board the vessel *Stree Vancata Swamey*, now lying in the river Hooghly, an Insolvent.

Notice, that the petition of the said Insolvent seeking the benefit of the Act XI. Vic. cap. XXI. was filed in the office of the Chief Clerk, on the 25th day of November instant, and by an order of the same date, the estate and effects of the said Insolvent were vested in the Official Assignee.

Beeby, *Attorney.*

In the matter of Thomas Black, of No. 3 Hare Street, in Calcutta, carrying on business as a Printer, Lithographer and Book-seller, an Insolvent.

In the matter of Thomas Black and Charles McAfee, of No. 3 Hare Street, in Calcutta, carrying on business in partnership together as Jewellers, Watch-Makers, Silver-Smiths and Electro-platers, under the name and style of Twentyman and Co., Insolvents.

Notice, that applications for *ad interim* protection orders have been this day made by the said Insolvents, and that such applications will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Tuesday, the 6th day of December next, at the hour of 10 o'Clock in the forenoon.

☞ "*Any Creditor of the said Insolvent desirous of opposing such applications do appear before the said Court at the time and place aforesaid.*"

Chief Clerk's Office, 26*th November* 1853.

In the matter of Thomas Black, of No. 3 Hare Street, in Calcutta, carrying on business as a Printer, Lithograper and Book-seller, an Insolvent.

In the matter of Thomas Black and Charles McAfee, of No. 3 Hare Street, in Calcutta, carrying on business in partnership together as Jewellers, Watch-Makers, Silver-Smiths and Electro-platers, under the name and style of Twentyman and Co., Insolvents.

On Thursday, the 24th day of November inst., it was ordered, that the hearings in these several matters shall be on the regular Court day, to be held in the month of February next, and that the said Insolvents do then attend to be examined by the said Court respectively.

Paul, Lyons and Bell, *Attornies.*

In the matter of Francis Daniel Vivian, who lately carried on trade and business as a Trader, Auctioneer and Commission Agent at Simlah, under the style and firm of Vivian and Co., and now residing in Royd Street, in Calcutta, an Insolvent.

Notice, that the petition of the said Insolvent seeking the benefit of the Act XI. Vic. cap. XXI. was filed in the office of the Chief Clerk, on the 22nd day of November instant, and by an order of the same date the estate and effects of the said Insolvent were vested in the Official Assignee.

In the matter of Francis Daniel Vivian, who lately carried on trade and business as a Trader, Auctioneer and Commission Agent, at Simlah, under the style and firm of Vivian and Co., and now residing in Royd Street, in Calcutta, an Insolvent.

On Tuesday, the 22nd day of November instant, it was ordered, that the hearing in this matter shall be on the regular Court day, to be held in the month of February next, and that the said Insolvent do then attend to be examined by the said Court.

Paliologus, *Attorney.*

In the matter of Jogeschunder Mitter, late of No. 4, Collypersaud Dutt's Street, in Sobha-bazar in Calcutta, but now a prisoner for debt confined in the Great Jail of Calcutta, an Insolvent.

Notice, that a petition of the said Insolvent seeking the benefit of the Act XI. Vic. cap. XXI. was filed in the office of the Chief Clerk, on the 24th day of November instant, and by an order of the same date the estate and effects of the said Insolvent were vested in the Official Assignee.

In the matter of Jogeschunder Mitter, late of No. 4, Collypersaud Dutt's Street, in the Sobha-bazar, in Calcutta, but now a prisoner for debt confined in the Great Jail of Calcutta, an Insolvent.

Notice, that an application for an *ad interim* protection order has been this made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Tuesday the 6th day of December next, at the hour of 10 o'Clock in the forenoon.

☞ "*Any Creditor of the said Insolvent desirous of "opposing such application do appear before the said "Court at the time and place aforesaid.*"

Wight and Orr, *Attorneys.*

In the matter of John Brown Ward, formerly of North Road Intally, in the Suburbs of Calcutta, then of Gungaram Paulit's Lane in Dhurrumtollah, and lately of Chandney Choke Lane, respectively, in Calcutta, late an Extra Assistant in the Military Board Office, an Insolvent

Notice, that the petition of the said Insolvent seeking the benefit of the Act XI. Vic. cap., XXI., was filed in the office of the Chief Clerk, on the 17th day of November instant, and by an order of the same date the estate and effects of the said Insolvent were vested in the Official Assignee.

In the matter of John Brown Ward, formerly of North Road Intally, in the Suburbs of Calcutta, then of Gungaram Paulit's Lane in Dhurrumtollah, and lately of Chandney Choke Lane, respectively, in Calcutta, late an Extra Assistant in the Military Board Office, an Insolvent.

On Thursday, the 17th day of November instant, it was ordered, that the hearing in this matter shall be on the 6th day of January next, and that the said Insolvent do then attend to be examined by the said Court.

Insolvent in person.

Chief Clerk's Office, 28th November 1853

Notice.

THE interest and responsibility of Mr. John Allan, in our Firm, ceased on the 31st ultimo.

ALLAN DEFFELL AND Co.

Calcutta, 17th November 1853.

Dissolution of Partnership.

THE Partnership existing since 1st March 1851, between David Wilson, Frederick Prosser, William Newton, Thomas Cartner and Charles Keating Mandy, under the name and style of D. Wilson and Co., has been this day dissolved by mutual consent, so far as the said Frederick Prosser is concerned, his interest and responsibility having ceased from this date.

DAVID WILSON.
FREDERICK PROSSER.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

November 15th, 1853.

WITH reference to the foregoing, we the undersigned Members of the said Firm of D. Wilson and Co., will continue to carry on business in Co-partnership together, and will pay and receive all sums due and owing by the old Firm of D. Wilson and Co.

DAVID WILSON.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

November 15th, 1853.

LOST or MISLAID,—Second Halves of Bank of Bengal Notes, Nos. 49540, 49543 and 52593, for Co.'s Rs. 100 each, payment has been stopped at the Bank.

J. L. CARRAU.

29th November 1853.

Bank of Bengal Rates.

Discount.

Private Bills and Notes, at or within 3 months,	5	per Cent.
Government Acceptances, do.	3	„ „
Interest charged.		
On Fixed Loans, not exceeding 3 months, on Deposit of Company's Paper,	4	„ „
On Deposit of Goods,	5	„ „

On Accounts of Credit, ½ per Cent. in excess of the above rates respectively.

WM. GREY,
Secy. & Treasurer.

Bank of Bengal,
8th September 1853.

Bank of Bengal,

20th November 1853.

UNDER the XIII. Section of the Charter (Act VI. of 1839,) a Meeting of the Proprietors will be held at the Bank, on Monday, the 12th of December next, at 10 A. M., to elect two Directors in the room of Jas. J. Mackenzie and J. H. Fergusson, Esquires, who go out of the direction by rotation on the said 12th of December.

The Poll will close at 3 P. M.

Published by order of the Directors,

WM. GREY,
Secretary and Treasurer.

NOTICE is hereby given, that sundry Effects belonging to the Estate of the late Mr. W. G. Macvitie, the Abkaree Superintendent of this and of the Nuddea District, who died at this Station yesterday, are under the seal of this Court, and will be delivered to any person legally authorized to claim them.

R. M. SKINNER,
Judge.

Jessore,
Dewanny Adawlut,
23rd Nov. 1853.

In the Press, and will shortly be published,

INTEREST TABLES

AT

Three-&-a-half per Cent.,

BY H. G. OXBOROUGH.

Price, Two Rupees per Copy.

N. B.—A few Copies of his INTEREST TABLES at Four and Five per Cent. available.

CALCUTTA:—Printed and Published by THOMAS JONES, *at the* CALCUTTA GAZETTE OFFICE, *No. 5½ Council-House Street,—for the Government Contractors,* SAMUEL SMITH AND Co.

Numb. 97. [1597]

The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 p. m. of the above-mentioned days.

SATURDAY, DECEMBER 3, 1853.

Notifications, Appointments, &c.

No. 819.

Fort William, Home Department.

The 2nd December 1853.

Notification.—A vacancy having occurred in the Council of India by the resignation of the Hon'ble John Lowis, Frederick James Halliday, Esquire, has this day, by virtue of his appointment by the Hon'ble the Court of Directors, taken the oaths and his seat as third ordinary Member of Council under the usual salute from the Ramparts of Fort William.

No. 823.

Notification.—The Most Noble the Governor General in Council is pleased to permit Mr. S. G. Palmer to resign the East India Company's Civil Service from the date of the departure of the vessel on which he may embark for Europe.

By order of the Most Noble the Governor General of India in Council.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

No. 5111.

Fort William, Foreign Department,

The 29th November 1853.

Notifications.—The Most Noble the Governor General in Council is pleased to appoint Cornet Alexander Charles Grant, of the 8th Regiment Light Cavalry, to be Adjutant of the Second Regiment of Cavalry, Gwalior Contingent.

No. 5112.

The 30th November 1853.

The services of the Reverend Dr. J. J. Carshore, Chaplain of Jhelum and Murree, are placed at the disposal of the Honorable the Lieutenant Governor of the North Western Provinces, for employment at Agra.

No. 5113.

The 2nd December 1853.

Lieutenant E. B. Ramsay, Junior Assistant to the Commissioner of Mysore, having returned to his duty on the 17th ultimo from sick leave, the unexpired portion of the leave, viz., from the above date to the 15th instant, is hereby cancelled.

No. 5114.

Dr. A. Bell, Residency Surgeon at Nagpore, has obtained leave of absence under Medical certificate for three months, from the 25th ultimo, or from such date as he may be able to quit the station.

Assistant Surgeon W. W. Hende, M. D., of the 10th Madras Native Infantry, at Seetabuldee, is appointed to take charge of the Medical duties of the Residency, in addition to his ordinary duty, during the absence of Dr. Bell, or until further orders.

J. P. GRANT,

Offg. Secy. to the Govt. of India.

Orders by the Most Noble the Governor of Bengal.

No. 2129.

Appointments.—*The 14th October* 1853.—Kazee Golaum Hakanee, to be Sudder Ameen of Gowalparrah, and to exercise the powers of a Principal Sudder Ameen at that Station.

The 24th November 1853.—The following gentlemen to be Members of the Local Committee for the Management of the Charitable Dispensary at Mozufferpore:

Mr. H. Atherton,
Mr. E. DaCosta,
Mr. J. Weston.

Baboo Jadubchunder Chatterjee, to be a Deputy Collector under Regulation IX. of 1833, in Zillah Hooghly.

The 26th November 1853.—Moulavy Abdool Ulles, to be Principal Sudder Ameen of Rungpore.

Baboo Punchanund Bannerjee, to be Principal Sudder Ameen of Rajshahye.

Moonshee Nazirooddeen Mahomed, to be Additional Principal Sudder Ameen of Jessore, and to officiate as temporary Additional Principal Sudder Ameen of Burdwan.

Baboo Poorno Chunder Mitter, to be Sudder Ameen of Midnapore, and Moonsiff of the Sudder Station of that District.

Baboo Ramtaruk Roy, Moonsiff of Lushkerpore in Sylhet, is promoted to the First Grade.

The 30th November 1853.—The following gentlemen to be Members of the Local Co[illegible] the Management of the Charitable [illegible]ary at Jessore:

Baboo Opender Chunder Nyarutton,
,, Pearymohun Bannerjee,
,, Nubboo Chunder Chatterjee.

Mr. R. N. Farquharson and Baboo Dwarkanauth Chatterjee, to be Members of the Local Committee for the Management of the Charitable Dispensary at Bhaugulpore.

Leave of Absence.—The 25th November 1853.—Mr. W. S. Hudson, Sub-assistant to the Commissioner of Assam at Mungledye, for six months, on urgent private affairs.

The 26th November 1853.—Mr. H. C. Metcalfe, Civil and Sessions Judge of Tipperah, for six weeks, under Medical certificate.

By order of the Most Noble the Governor of Bengal.

CECIL BEADON,
Secy. to the Govt. of Bengal.

Order by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 4359 of 1853.

Judicial Department,
Agra, the 25th November 1853.

The unexpired portion of the leave of absence granted, in orders of the 24th August last, to Mr. George Blunt, Judge of Allyghur, is cancelled from the date on which he resumed charge of his office.

By order of the Hon'ble the Lieut.-Governor, North-Western Provinces,

JOHN SHERER,
Asst. Secy. to Govt., N. W. P.

General Orders by the Most Noble the Governor General of India in Council.

Fort William, the 30th November 1853.

No. 990 *of* 1853.—The under-mentioned Officer is permitted to proceed to Europe on [illegible]

Ensign Evelyn Pulteney G[illegible] of the 33rd Re[illegible]ative Infantry ..... } On Medical certificate.

No. 991 *of* 1853.—The following Notification from the Foreign Department is republished in General Orders:—

No. 3048, *dated 28th November* 1853.—Second Lieutenant E. C. S. Williams, of the Bengal Engineers, to be Superintendent, and Second Lieutenant W. S. Trevor, of the Bengal Engineers, and Lieutenant R. F. Oakes, of the Madras Engineers, to be Assistants for conducting the Topographical Survey of the Province of Pegu.

Lieutenant J. G. R. Forlong, of the 1st Madras Native Infantry, to be Superintendent, and Second Lieutenant G. A. Craster, of the Bengal Engineers, and Second Lieutenant J. S. Ingram, of the 1st European Bengal Fusiliers, to be Assistants, for constructing the Road across the Toungoop Pass.

No. 992 *of* 1853.—The leave of absence to visit the Presidency, on urgent private affairs, granted to Major H. Foquett, of the 56th Regiment Native Infantry, commanding the 2nd Assam Light Infantry Battalion, in Government General Order, No. 880, of the 28th October 1853, is cancelled at the request of that Officer.

No. 993 *of* 1853.—Jemadar Shaick Khyroodeen, of the 42nd Regiment of Native Infantry, is permitted to resign the Military service of the East India Company from the date of the publication of this order at the Head-Quarters of the Corps, for the purpose of accepting Civil employment under Government.

No. 994 *of* 1853.—The under-mentioned Officer is permitted to proceed to Europe on furlough:

Veterinary Surgeon Charles Turner, of the 4th Troop 1st Brigade Horse Artillery, ... } On private affairs.

No. 995 *of* 1853.—The following promotions are made in the under-mentioned Corps of the Native Army:—

Corps.	Rank and Names.	To what Rank promoted.	From what date.	In whose Room.
40th Regt. N. I.	Jemadar Akhoot Khan, ...	Subadar, ...	1st July 1853, ...	Mahmood Khan, invalided.
	Jemadar Shaick Emambuccus	Ditto, ...	Ditto, ...	Shaik Bachoo, ditto.
	Jemadar Rutchpal Pandy,	Ditto, ...	Ditto, ...	Jungoo Ram, ditto.
	Havildar Daveedeen Doobe,	Jemadar, ...	Ditto, ...	Akhoot Khan, promoted.
	Havildar Major Byjoo Ru[illegible]	Ditto, ...	Ditto, ...	Shaick Emambuccus, promoted.
	Havildar Emambuccus [illegible]an,	Ditto, ...	Ditto, ...	Rutchpal Pandy, promoted.

Fort William, 1st December 1853.

No. 996 *of* 1853.—The under-mentioned men of the Corps of Sappers and Miners, attached to the Hindoostan and Thibet Road, having passed the prescribed examination, are appointed Assistant Overseers in the Department of Public Works, from the 1st July 1853, and placed on the Town Majo[illegible]

Serjeant [illegible]kins.
1st Corporal Thou[illegible]
1st ,, Charles Augu[illegible]
1st ,, James Wheeler.
Serjeant Frederic Roberts.

Fort William, 2nd December 1853.

No. 997 *of* 1853.—The Most Noble the Governor General of India in Council is pleased, in conformity with General Order No. 196 of the 20th May 1848, to confer the authorized distinction and reward on the under-mentioned Soldier as specified opposite his name :

Drummer W. Fabb, late of 1st Bombay European Regiment (Fusiliers,) } A Silver Medal and a gratuity equivalent to £ 5 (five) as a reward for good conduct since enlistment, under Clauses V. and VI. of the above General Order.

No. 998 *of* 1853.—The following Native Commissioned, Non-Commissioned Officers, and men of the Scinde Irregular Horse are admitted to the 3rd Class of the "Order of Merit" for gallant conduct in an affair with a band of mountain robbers on the 3rd April 1853 near Kusmore.

Resaldar Shekh Kureem.
Jemadar Hafeezola Khan.
Duffadar Shekh Goolam Nubbee.
,, Kallie Khan.
Sowar Shekh Ismael.

2. In consideration of the valuable services rendered on the above occasion by Yarroo Kosah, Jemadar of Belooch Guides, the Most Noble the Governor General in Council is pleased to grant him a pension of (5) five Rupees monthly, commencing from this date, the same to be held irrespectively of any pay or pension to which he may be or become entitled.

No. 999 *of* 1853.—The services of 2nd Lieutenant G. C. Depree, of the 1st Company 3rd Battalion Artillery, are placed at the disposal of the Government of Bengal.

No. 1000 *of* 1853.—The under-mentioned Officers permitted to proceed to Europe on furlough :

[illegible]utenant Alfred Parmenter [illegible]ns, of the Regiment of Ar[illegible] ..... } On private affairs.

No. [illegible] *of* 1853.—The Most Noble the Governor General of India in Council is pleased to cancel the promotions made in Government General Order No. 898, of the 4th November 1853, to the room of Lieut. General Henry Huthwaite, of the Bengal Infantry, whose demise has been incorrectly reported.

No. 1002 *of* 1853.—The Most Noble the Governor General of India in Council, in pursuance of the Government General Orders, No 833, of the 20th October 1853, directing a Regiment of European Infantry to be added to the Establishment, is pleased to make the following Promotions, Transfers and Postings of European Officers, to take effect from the 15th of November 1853.

Infantry.

Lieutenant Colonel and Brevet Colonel George Huish, C. B., to be Colonel.

Majors Philip Goldney, Bulstrode Bygrave and William Ferguson Beatson to be Lieutenant Colonels, *vice* Lieutenant Colonel and Brevet Colonel George Huish, C. B., promoted, and for the additional Regi-

4th Regiment Native Infantry.

Captain and Brevet Major David Wilkie to be Major, ...
Lieutenant John Elphinstone Fraser, to be Captain of a Company, ...
Ensign John Frederick Orchard, to be Lieutenant, ...
} In succession to Major Philip Goldney, promoted.

5th Regiment Native Infantry.

Captain and Brevet Major William Charles Birch, to be Major, ...
Lieutenant Edward Sutherland Garstin, to be Captain of a Company, ...
Ensign James Edmund Bacon Parsons, to be Lieutenant, ...
} In succession to Major Bulstrode Bygrave, promoted.

54th Regiment Native Infantry.

Captain and Brevet Major Hugh Augustus Boscawen, to be Major, ...
Lieutenant and Brevet Captain John William Carter, to be Captain of a Company, ...
Ensign William Henry Paget, to be Lieutenant, ...
} In succession to Major William Ferguson Beatson, promoted.

The following Officers are transferred to the 3rd European Regiment.

Captain and Brevet Major C. J. Lewes, 50th N. I.	Captain and Brevet Major W. C. Ormsby, 63rd N. I.
Captain and Brevet Major W. B. Thomson, 67th N. I.	Captain and Brevet Major J. H. Wakefield, 17th N. I.
Capt and Brevet Major W. Jervis, 42nd L. I.	Captain and Brevet Major J. Graham, 5th N. I.
Capt. and Brevet Major G. P. Thomas, 64th N. I.	Capt. and Brevet Major A. H. Duncan, 43rd L. I.
Captain R. M[illegible]thison, 54th N. I.	Captain H. M. Nation, 23rd N. I.
Captain F. B. Wardroper, 25th N. I.	Captain J. C. Phillips 60th N. I.
Lieut. and Brevet Capt. E. T. Dalton, 9th N. I.	Lieut. and Brevet Capt. R. Patton, 17th N. I.
Lieut. and Bt. Capt. R. C. Stevenson, 5th N. I.	Lieut. E. Thomas, 70th N. I.
Lieut. J. N. Young, 35th L. I.	Lieut. J S. R. Barclay, 37th N. I.
Lieut. N. M. Strover, 25th N. I.	Lieut. C. B. G. Bacon, 3rd N. I.
Lieut. B. T. Reid, 34th N. I.	Lieut. T. H. Chamberlain, 9th N. I.
Lieut. A. G. Forsyth, 22nd N. I.	Lieut. E. D. R. Ross, 73rd N. I.
Lieut. A. Pond, 30th N. I.	Lieut. R. Thompson, 30th N. I.
Lieut. R. F. W[illegible]ster, 21st N. I.	Lieut. C. M. N. Fellowes, 55th N. I.
Lieut. W. Carnell, [illegible] N. I.	Lieut. W. Heberden, 27th N. I.
Lieut. R. E. Anderson, 15th N. I.	Lieut. H. A. Prinsep, 39th N. I.

Ensign J. O. Penson, 19th N. I.
Ensign F. J. Stephenson, 44th N. I.
Ensign H. B. Blake, 60th N. I.
Ensign R. O. H. Forbes, 2nd N. I. Grenadiers.
Ensign M. A. D. Orchard, 26th L. I.
Ensign S. D. White, 42nd L. I.
Ensign E. L'Estrange, 38th L. I.
Ensign J. F. Templer, 29th N. I.
Ensign T. H. Maddock, 58th N. I.
Ensign W. E. R. Roberts, 53rd N. I.

Promotions continued, and Commissions dated 15th November 1853.

3rd European Regiment.

Captains and Brevet Majors C. J. Lewes and W. C. Ormsby, to be Majors.

Lieutenants and Brevet Captains Edward Tuite Dalton and Robert Patton, to be Captains of Companies.

Ensigns James Owen Penson and Samuel Dowe White, to be Lieutenants.

3rd Regiment Native Infantry.

Ensign James Yorke to be Lieutenant, *vice* Lieutenant Charles Bazil Gibbons Bacon, transferred to the 3rd European Regiment.

5th Regiment Native Infantry.

Lieutenant Mortimer John Slater, to be Captain of a Company, ... } In succession to Captain and Bt. Major John Graham, transferred to the 3rd European Regiment.
Ensign George Rees Kemp, to be Lieutenant, ... }

Ensign Eugène Clutterbuck Impey, to be Lieutenant, *vice* Lieutenant and Brevet Captain Robert Charles Stevenson, transferred to the 3rd European Regiment.

9th Regiment Native Infantry.

Ensigns Henry John Allan and Edward Charles Rawstorne, to be Lieutenants, in succession to Lieutenant and Brevet Captain Edward Tuite Dalton and Lieutenant Thomas Hardy Chamberlain, transferred to the 3rd European Regiment.

13th Regiment Native Infantry.

Ensign Robert Hope Moncrieff Aitken, to be Lieutenant, *vice* Lieutenant William Carnell, transferred to the 3rd European Regiment.

15th Regiment Native Infantry.

Ensign John Eales Saunter, to be Lieutenant, *vice* Lieutenant Robert Erskine Anderson, transferred to the 3rd European Regiment.

17th Regiment Native Infantry.

Lieutenant and Brevet Captain John Samuel Drury Tulloch, to be Captain of a Company, ... } In succession to Captain and Brevet Major John Howard Wakefield, transferred to the 3rd European Regiment.
Ensign Robert Cogan Cross, to be Lieutenant, ... }
Ensign Charles Baily, to be Lieutenant, *vice* Lieutenant and Brevet Captain Robert Patton, transferred to the 3rd European Regiment.

21st Regiment Native Infantry.

Ensign Edgar Gibson Clark, to be Lieutenant, *vice* Lieutenant Robert Farquhar Webster, transferred to the 3rd European Regiment.

22nd Regiment Native Infantry.

Ensign Robert Stewart, to be Lieutenant, *vice* Lieutenant Alexander Gregor Forsyth, transferred to the 3rd European Regiment.

23rd Regiment Native Infantry.

Lieutenant and Brevet Captain Cecil Plowden Trower, to be Captain of a Company, ... } In succession to Captain Henry Matthew Nation, transferred to the 3rd European Regiment.
Ensign George Richard Westmacott, to be Lieutenant, ... }

25th Regiment Native Infantry.

Lieutenant and Brevet Captain Charles Arthur Nicolson, to be Captain of a Company, ... } In succession to Capt. Frederick Bayly Wardroper, transferred to the 3rd European Regiment.
Ensign Horatio Nelson Davies, to be Lieutenant, ... }
Ensign Charles Chester Bean, to be Lieutenant, *vice* Lieutenant Nathaniel Mack Stirling, transferred to the 3rd European Regiment.

27th Regiment Native Infantry.

Ensign [illegible]ingham Chalmers, to be Lieutenant, *vice* Lieutenant William Heberden, transferred to the 3rd European Regiment.

30th Regiment Native Infantry.

Ensigns William Frederick Leicester and Henry Sinclair, to be Lieutenants, in succession to Lieutenants Alexander Pond and Richard Thompson, transferred to the 3rd European Regiment.

34th Regiment Native Infantry.

Ensign Edward Louis Clogstoun, to be Lieutenant, *vice* Lieutenant Blair Thomas Reid, transferred to the 3rd European Regiment.

35th Regiment Native Light Infantry.

Ensign Robert Ffarmerie Godby, to be Lieutenant, *vice* Lieutenant James Nowell Young, transferred to the 3rd European Regiment.

39th Regiment Native Infantry.

Ensign Frederick Murray Hay Forbes, to be Lieutenant, *vice* Lieutenant Henry Auriol Prinsep, transferred to the 3rd European Regiment.

42nd Regiment Native Light Infantry.

Lieutenant and Brevet Captain Andrew Hunter Ross, to be Captain of a Company, ... } In succession to Captain and Brevet Major William Jervis, transferred to the 3rd European Regiment.
Ensign William George Bygrave Tyler, to be Lieutenant, ... }

43rd Regiment Native Light Infantry.

Lieutenant and Brevet Captain George Holroyd, to be Captain of a Company, .. } In succession to Captain and Brevet Major Andrew Henry Duncan, transferred to the 3rd European Regiment.
Ensign Alexander Hervey Blackwood Bruce, to be Lieutenant, ... }

50th Regiment Native Infantry.

Lieutenant and Brevet Captain John Robert McMullin, to be Captain of a Company, .. } In succession to Captain and Brevet Major Charles James Lewes, transferred to the 3rd European Regiment.
Ensign Charles Henry Hawtrey, to be Lieutenant, ... }

54th Regiment Native Infantry.

Lieutenant and Brevet Captain John Colpoys Haughton, to be Captain of a Company, .. } In succession to Captain Robert Mathison, transferred to the 3rd European Regiment.
Ensign Charles Thomas, to be Lieutenant, ... }

55th Regiment Native Infantry.

Ensign Robert Creighton, to be Lieutenant, *vice* Lieutenant Cooper Mackinnon Navarine Fellowes, transferred to the 3rd European Regiment.

57th Regiment Native Infantry.

Ensign George Herbert Hale, to be Lieutenant, *vice* Lieutenant John Samuel Roberdeau Barclay, transferred to the 3rd European Regiment.

60th Regiment Native Infantry.

Lieutenant and Brevet Captain Daniel Stansbury, to be Captain of a Company, ... } In succession to Capt. John Cockerell Phillips, transferred to the 3rd European Regiment.
Ensign Jonathan Keer, to be Lieutenant, ... }

63rd Regiment Native Infantry.

Lieutenant and Brevet Captain John Cheap Brooke, to be Captain of a Company, ... } In succession to Capt. and Brevet Major William Carleton Ormsby, transferred to the 3rd European Regiment.
Ensign Charles Henry Pallisser, to be Lieutenant, ... }

[illegible] Native Infantry.

Lieutenant Harry Ellio[illegible] Young, to be Captain of a Company, ... } In succession to [illegible] Brevet Major [illegible]
Ensign Charles Henry Hall, to be Lieutenant, ... } Thom[illegible], transferred to the 3rd European Regiment.

67th Regiment Native Infantry.

Lieutenant and Brevet Captain Thomas Latter, to be Captain of a Company, ... } In succession to Capt. and Brevet Major William Beveridge
Ensign Philip Hawtrey Comyn Burlton, to be Lieutenant, .. } Thomson, transferred to the 3rd European Regt.

70th Regiment Native Infantry.

Ensign William Matthew Grierson, to be Lieutenant, *vice* Lieutenant Edwin Thomas, transferred to the 3rd European Regiment.

73rd Regiment Native Infantry.

Ensign Charles Noble McMullin, to be Lieutenant, *vice* Lieutenant Edmund David Russell Ross, transferred to the 3rd European Regiment.

Formation of the 3rd European Regiment.

MAJORS.

1. Charles James Lewes. | 2. Wm. Carleton Ormsby.

CAPTAINS.

1. Wm. Beveridge Thomson.
2. John Howard Wakefield.
3. William Jervis.
4. John Graham.
5. George Powell Thomas.
6. Andrew Henry Duncan.
7. Robert Mathison.
8. Henry Matthew Nation.
9. Frederick Bayly Warderoper.
10. John Cockerell Phillips.
11. Edward Tuite Dalton.
12. Robert Patton.

LIEUTENANTS.

1. Robert Charles Stevenson.
2. Edwin Thomas.
3. James Nowell Young.
4. John Samuel Roberdeau Barclay.
5. Nathaniel Mack Strover.
6. [illegible]harles Bazil Gibbons Bacon.
7. [illegible]ir Thomas Reid.
8. [illegible]ons Hardy Chamberlain.
9. Alexander Gregor Forsyth.
10. Edmund David Russell Ross.
11. Alexander Pond.
12. Richard Thompson.
13. Robert Farquhar Webster.
14. Cooper Mackinnon Navarine Fellowes.
15. William Carnell.
16. William Heberden.
17. Robert Erskine Anderson.
18. Henry Auriol Prinsep.
19. James Owen Penson.
20. Samuel Dewe White.

ENSIGNS.

1. Frederic James Stephenson.
2. Edmond L'Estrange.
3. Henry Benjamin Blake.
4. John Fombelle Templer.
5. Robert Ochonear Hawkins Forbes.
6. Thomas Herbert Maddock.
7. Melmoth Alaster Douglas Orchard.
8. William Edward Russell Roberts.
9. *
10. *

No. 1003 *of* 1853.—The Most Noble the Governor General of India is pleased to appoint Lieutenant Charles Vincent Bowie, of the Artillery Regiment, to be an Aide-de-Camp on His Lordship's Personal Staff.

R. J. H. BIRCH, *Lieut.-Colonel,*
Offg. Secy. to the Govt. of India,
in the Mily. Dept.

Notification.

IT was intimated in the Government Notification, [illegible] the 28th ultimo "that no claim, under [illegible]ations, dated 23rd of April and and 6th of June last, by Proprietors of the Five per cent. Sicca Loans, to transfer the amount of their notes into the Four per cent. Loan of 1842-43, will be recognized after the 28th of November" current.

It is now notified for general information, that the above intimation will not prevent the transfer to the *new Three-and-a-half* per cent. Loan, of any of the notes of the Five per cent. Loans of 1825-26 and 1829-30, still outstanding; and that all public Officers authorized to receive subscriptions into the Three-and-a-half per cent. Loan, are at liberty, under the 2nd paragraph of the Government Notification, No. 35, of the 28th ultimo, to receive such notes when offered as a subscription to the said *Three-and-a-half* per cent. Loan, as "authorized public demands," receivable as "cash at par."

When notes are thus offered for transfer receipts for the amount of the Principal and Interest to be transferred will be entered on the backs of the notes in the usual Form, and the notes will be forwarded to the Office of the Deputy Accountant General at Fort William, at the same time with the Loan Acknowledgments.

Care must always be taken that the total sum (by transfer and cash payment) included in each Loan Acknowledgment, amounts to a sum in even hundreds, of not less than 500 Company's Rupees.

C. HUGH LUSHINGTON,
Officiating Deputy Accnt. General,
to the Govt. of India.

FORT WILLIAM,
Loan Office,
The 30th November 1853.

Notification.

BILLS at par on the Public Treasuries of the under-mentioned Districts may be had on application to the Accountant to the Government of Bengal:—

DISTRICTS.	*Amount available on this date.*	
Bograh, ...	48,000	
Burdwan, ...	33,000	
Dacca, ...	45,000	
Dinagepore, ...	42,000	at 4 annas premium.
Maldah, ...	20,000	at 2 annas premium.
Pubna, ...	9,000	
Rungpore, ...	17,000	
Sylhet, ...	48,200	

C. HUGH LUSHINGTON,
Offg. Accountant to the
Govt. of Bengal.

Accountant's Off
The 2nd Dec. 18[illegible]

Opium Notification.

NOTICE is hereby given, that the Twelfth Sale of Opium, the Provision of 1851-52, will be held at the Exchange Hall, on Thursday the 15th December 1853, at 11 A. M., and will comprise 3,273 chests, viz. :—

Behar Opium, ...	2,209
Benares ditto, ...	1,064
Total, Chests, ...	3,273

2nd. The general conditions of the Sale now advertised will be the same as usual. They may be ascertained by reference to the Notification issued on the 18th November 1852, and published in the *Calcutta* and *Exchange Gazettes*, or on application at the Office of the Board of Revenue.

3rd. The latest dates for deposit and clearance will be the 29th December and 30th December 1853, respectively, that is to say, no Sub-Treasurer's receipts, Company's paper, or other public securities that may be tendered for deposit in redemption of Promissory Notes given by purchasers at the Sale will be received after 4 P. M. of Tuesday the 20th December 1853, and no Treasury receipts in full payment of lots will be accepted after 4 P. M. of Friday, the 30th December 1853.

By order of the Board of Revenue,

A. R. YOUNG,
Offg. Junior Secretary.

For. William, the 30th November 1853.

Notice.

CALCUTTA COURT OF SMALL CAUSES.

The 1st December 1853.

NOTICE is hereby given, that this Court will close, under orders from the Government of Bengal, for the Winter Vacation, on Wednesday evening, the 14th instant, and that it will continue so closed from the 15th to the 31st instant, both days inclusive.

The Court will re-open for business on Monday, the 2nd January 1854.

By Order of the Court,

JOHN KING,
Clerk.

NOTICE is hereby given, that the Election of the Elective Commissioners, (two in number) for the Improvement of the Town of Calcutta, for the year 1854, under the Provisions of Act No. X. of 1852, will be holden at the Town Hall, on Monday the 12th day of December next, at the hour of 8 o'Clock in the forenoon, instead of Friday the 16th idem as heretofore advertised.

The attention of Candidates for the Office is called to the XIV. and XV. Sections of the Act.

F. BELLAIRS,
Sheriff.

Calcutta Sheriff's Office,
25th November 1853.

Sheriff's Office, the 16th November 1853.

NOTICE is hereby given, that a Sessions of Oyer and Terminer and Gaol Delivery, and also an Admiralty Sessions, will be holden by the Supreme Court of Judicature at Fort William in Bengal, for the Town of Calcutta and Factory of Fort William and the places subordinate thereto, at the Court-House, in the Town of Calcutta, on Wednesday, the Seventh day of December next, at 12 o'clock.

The Court will open on the first day of the Sessions at 12 o'clock precisely, and upon each succeeding day precisely at 10 o'clock in the forenoon, of which all parties are required to take notice.

F. BELLAIRS,
Sheriff.

সরিফ আফিস ১৬ নবেম্বর ১৮৫৩ সাল

সমাচার দেওয়া যাইতেছে যে আগামি ৭ ডিসেম্বর ১৮৫৩ সাল বুধবার দুই পুহরের সময় কলিকাতার কোর্ট উইলেমের এবং তাহার অন্তঃপাতি যে সকল স্থান তন্নিমিত্তে বঙ্গদেশের কোর্ট উইলেমের সুপ্রেম কোর্ট আপন আদালত ঘরে ওএরটরমিনর এবং এডমাইরেলটী অর্থাৎ মহা সমুদ্র সম্মকীয় মোকদ্দমা নিষ্পত্তি জন্য এক সেশিয়ান অর্থাৎ মিছিল করিবেন।

এই সেশিয়ান যতকাল পর্য্যন্ত বসিবেক তাহার প্রথম দিবস দুই পুহরের সময় তাহার পর পূর্ব্ব দিবস এগারো ঘণ্টার সময় বসিবেক এবিষয় সকলে স্মরণ রাখুন।

F. BELLAIRS,
Sheriff.

Advertisement of the Soonderbun Commissioner's Office.

NOTICE is hereby given, that the Pottahs of the under-mentioned Government Grants, situated in the limit of the Soonderbuns, in 24-Pergunnahs, will be put up for public sale, at noon, on Wednesday the 7th December 1853, corresponding with the 23rd Augrón 1260 B. S., at the Office of Commissioner in the Soonderbuns, Alipur. The highest bidder will be entitled to the Pottah and must immediately pay to the Commissioner the full amount of his purchase money. The Pottah will be drawn up in his name, and will be made over to him with the confirmation of Government, and he will become the Grantee of the said Grant under the conditions prescribed in the Pottah. It is further notified, that the intending purchaser who may wish to see the Map of the Grant, and desire to obtain any particulars connected with it, can learn the same by attending either personally or through their Agent at the Office of the Commissioner. These conditions and particulars will moreover be prescribed at the time of sale.

Number of Lots.	Rughah or Area.
46	21,000
59	34,100
123	27,000
129	22,000
130	22,000
138	17,000
[illegible]	22,000
143	10,000

Commissi[illegible]

SOONDERBUN COMMISSIONER'S OFFICE, ALLIPORE, *The 17th November* 1853.

সুন্দরবনের কমিসানরের দফ্তরখানার

ইস্তাহার।

ইহার দ্বারা সংবাদ দেওয়া যাইতেছে যে জিলা ২৪ পরগনার মতালক সুন্দরবনের সীমা সরহদ্দের মধ্যে কাপ্তান হাজীশ সাহেবের নকলা ভুক্ত নিম্নের লিখিত লাটহায় সং ক্রান্ত জঙ্গল ভূমির পাটা আলিপুর মোকামে সুন্দরবনের কমিসানরের ইস্তফুরখানায় বেঙ্গী সন ১৮৫৩ সালের ৭ ডিসেম্বর মোতাবেক বাঙ্গলা সন ১২৬০ সালের ২৩ অগুহায়ন রোজ বুধবার বেলা দুই পুহরের সময় নিলাম হইবেক যে জন অতি উচ্চ মূল্য ডাকেন তিনি তাহা পাইবেন তৎক্ষণে খরিদের সমুদয় টাকা কমিসানরকে দিতে হইবেক পরে পাট্টা তাহার নামে প্রস্তুত করিয়া গবর্ণমেণ্টের দপ্তরিকুমে তাহাকে দেওয়া যাইবেক পরন্তু খরিদার মজকুর পাট্টার নির্দ্দিষ্ট নিয়মানুসারে ভূমিতে দখল কার হইয়া রাজস্ব আদায় করিবেন আরো সংবাদ দেওয়া যাইতেছে যে খরিদকরণাকাঙ্ক্ষি যে কেহ ঐ জমির নকলা দেখিতে চাহেন তিনি আপনি কিম্বা মোক্তারকারের দ্বারা কমিসানরের দফুর[illegible] দেখিতে পারেন এবং অপর নিয়মের বিশেষ বেওরা নিলামের সময় প্রকাশ করা যাইবেক ইতি সন ১৮৫৩ সাল তারিখ ১৭ নবেম্বর মোতাবেক সন ১২৬০ সাল তারিখ ৩ অগুহায়ন।

লাটের নম্বর				টকবা
৪৩ নং	..	..	..	২১০০০/
৫৯ নং	..	..	..	৩৪১০০/
১২৩ নং	..	..	..	২৭০০০/
১২৯ নং	..	..	..	২২০০০/
১৩০ নং	..	..	..	২২০০০/
১৩৮ নং	..	..	..	১৭০০০/
১৪২ নং	..	..	..	২২০০০/
১৪৩ নং	..	..	..	১০০০০/

শ্রীউমাকান্ত সেন। কমিসানর।

Dr. STATEMENT OF CANTOR AND CO.'s ESTATE ACCOUNT CURRENT. *Cr.*

From the day of Failure, 18th November 1841, *to 31st October* 1853.

To Amount of Disbursements other than Dividends, ...	63,166	8	10
To Amount paid for Dividends, ...	1,35,911	11	11
	1,99,078	4	9
Balance, Co.'s Rs., ...	1,197	1	9
Company's Rupees, ...	2,00,275	6	6

By Amount of Receipts, Co.'s Rs., ..	2,00,275	6	6
Co.'s Rs., ...	2,00,275	6	6
Of the Balance there is on hand for Current Expenses, ...	11	5	6
Of ditto there is deposited in the Bank of Bengal, ...	1,185	12	3
Co.'s Rs., ...	1,197	1	9

There is a Life Insurance Policy for Sicca Rupees 6,000.

There is a sum of £87 11 in the hands of Official Assignee in London.

Nothing further outstanding and unclaimed Dividends in Court.

E. E.

Calcutta, 1st November 1853.

JOHN COCHRANE,
Official Assignee.

No remuneration for the last 9

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of John DeCoil, formerly of Chittagong, Superintendent of the Kootubdia Light House, but at present residing on Board the vessel *Stree Vaneata Swamey*, now lying in the river Hooghly, an Insolvent.

On Friday, the 25th day of November inst., it was ordered, that the hearing in this matter shall be on the regular Court day, to be held in the month of February next, and that the said Insolvent do then attend to be examined by the said Court.

In the matter of Thomas Black, of No. 3 Hare Street, in Calcutta, carrying on business as a Printer, Lithographer and Book-seller, an Insolvent.

In the matter of Thomas Black and Charles McAfee, of No. 3 Hare Street, in Calcutta, carrying on business in partnership together as Jewellers, Watch-Makers, Silver-Smiths and Electro-platers, under the name and style of Twentyman and Co., Insolvents.

Paul, Lyons and Bell, *Attornies.*

On Thursday, the [illegible] day of [illegible] it was ordered, that the hearings in these several matters shall be on the regular Court day, to be held in the month of February next, and that the said Insolvents do then attend to be examined by the said Court respectively.

In the matter of Francis Daniel Vivian, who lately carried on trade and business as a Trader, Auctioneer and Commission Agent, at Simlah, under the style and firm of Vivian and Co., and now residing in Royd Street, in Calcutta, an Insolvent.

On Tuesday, the 22nd day of November instant, it was ordered, that the hearing in this matter shall be on the regular Court day, to be held in the month of February next, and that the said Insolvent do then attend to be examined by the said Court.

Paliologus, *Attorney.*

In the matter of John Brown Ward, formerly of North Road Intally, in the Suburbs of Calcutta, then of Gungaram Paulit's Lane in Dhurrumtollah, and lately of Chandney Choke Lane, respectively, in Calcutta, late an Extra Assistant in the Military Board Office, an Insolvent.

On Thursday, the 17th day of November instant, it was ordered, that the hearing in this matter shall be on the 6th day of January next, and that the said Insolvent do then attend to be examined by the said Court.

Insolvent in person.

Chief Clerk's Office, 28th November 1853.

In the matter of Joseph Galiffe Robinson, late a Lieutenant in the 65th Regiment Bengal Native Infantry, but at present a prisoner confined in the Common Gaol of Calcutta, an Insolvent.

In the matter of Mathew Steel Templeton, of Jorasaloo Street, in Calcutta, an Assistant in the Office of the Financial Secretary to the Govt. of India, an Insolvent.

Notice, that applications for *ad interim* protection orders have been this day made by the said Insolvents, and that such applications will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Friday the 9th day of December Instant, at the hour of 11 o'Clock in the forenoon.

☞ "*Any Creditor of the said Insolvents desirous* "*of opposing such applications do appear before the* "*said Court at the time and place aforesaid.*"

Carruthers, *Attorney.*

Newmarch, *Attorney.*

Chief Clerk's Office, 2nd Decem [illegible].

General Post Office Notifications.

Export Overland Mail viâ Southampton and Marseilles, per P. and O. Co.'s Steamer "Bengal," direct from Calcutta.

NOTICE is hereby given, for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden, Penang, Singapore and Hong-Kong [illegible] for transmission by the Peninsular and Oriental Company's Steam-vessel [illegible] will be closed at this office on [illegible]day, the 3rd proximo.

NOTICE is hereby given, that an After-Packet for the P. and O. Co.'s Steamer *Bengal* will be made up at this office, on Monday the 5th proximo, at 12 noon, with the chance of overtaking her at Kedgeree.

E. Botellho,
Supdt. in charge.

Fort William,
General Post Office,
The 28th November 1853.

NOTICE is hereby given, that the Mails for Akyab, Kyouk Phyoo, Rangoon and Moulmein, for transmission per a Government Steamer, will be closed at this office on Monday the 5th proximo.

E. Botellho,
Supdt. in charge.

Fort William,
General Post Office,
The 30th November 1853.

NOTICE is hereby given, that the Mails for Singapore, Batavia, King Geo. Sound, Adelaide, and Melbourne, for transmission per P. and O. Co's Steamer "Madras," will be closed at this office, on Monday the 5th proximo.

E. Botellho,
Supdt. in charge.

Fort William,
General Post Office,
The 30th November 1853.

NOTICE is hereby given, that in consequence of the departure of the Steamer "Shanghai," having been postponed, the Mails for Penang, Singapore and China, will be closed at this office on Saturday the 3rd instant.

E. Botellho,
Supdt. in charg[illegible]

Fort William, General Post Office,
The 1st December 1853.

The Public are informed, that the Overland Expresses between Bombay and Calcutta will be discontinued from this date.

J. R. Burlton Bennett,
Deputy Post-master General, in charge.

Calcutta,
General Post Office,
The 31st August 1853.

Report showing the smallest Depth of Water in the Bhaugiruttee, Jellinghee and Matabangah Rivers, on the 22nd November 1853.

Names of Rivers.	Smallest Depth of Water.		Where Shallowest.
Bhaugiruttee River.			
At its entrance, ...	4	6	
Below the entrance, ...	2	9	
From thence to Jungypore, ...	3	0	At Calloopore.
	3	0	,, Greeah.
	3	2	,, Sonapore.
From Jungypore to Sadduckbaugh, ...	2	1	,, Kayseendangah.
	2	6	,, Gungapersaud.
	2	9	,, Rampall.
	4	0	,, Meerpore.
From Sadduckbaugh to Berhampore, ...	3	9	,, Laulbaugh.
	3	6	,, Berhampore.
From Berhampore to Cutwa. ...	2	7	,, Mohoolah.
	2	7	,, Mirzapore.
	2	3	,, Beneeaparrah.
And from Cutwa to Nuddeah, ...	3	0	,, Mohunpore.
	3	4	,, Kobeerajepore.
	2	6	,, Chackoondeeah.
Jellinghee River.			
At its entrance, ...	1	0	
From thence to Bansemarree, ...	1	0	Above Budderpore.
	1	0	At Jellinghee.
From Bansemarree to Teeahkattah, ...	1	10	,, Gopalpore.
	1	10	,, Bustumparrah.
From Teeahkattah to Sonatullah, ...	2	10	,, Beerpore.
	2	9	,, Gokoornpottah.
And from Sonatullah to Moisgunge, ...	3	6	,, Hurringdangah.
	3	9	,, Sumboonugghur.
Matabangah River.			
At is entrance, ...	15	0	
From thence to Haut Boleah, ...	10	0	At Sudasibpore.
From Haut Boleah to Katchikattah, ...	7	6	,, Boleah.
	4	0	,, Oodaheepore.
	3	4	,, Goyegattah.
	4	0	,, Asmancolly.
From Katchikattah to Kishengunge, ...	6	0	,, Sonatumpore.
	13	0	,, Damoorhoodah.
And from Kishengunge to Seebpore,	10	0	,, Goyes.

Height of water on Gauge at Berhampore on the 22nd November 1853, + 3 feet 5 inches.

J. LANG,
Supdt. Nuddea Rivers.

On the Bhaugiruttee River, 29th Nov. 1853.

* Since last report, the channel of this river at Meerpore has been deepened by the construction of Bandahs from 2 feet 9 inches to 4 feet, and at Berhampore from 2 feet 9 inches to 3 feet 6 inches.

NOTICE is hereby given, that sundry Effects belonging to the Estate of the late Mr. W. G. Macvitie, the Abkaree Superintendent of this and of the Nuddea District, who died at this Station yesterday, are under the seal of this Court, and will be delivered to any person legally authorized to claim them.

R. M. SKINNER,
Judge.

Jessore, Dewanny Adawlut, 23rd Nov. 1853.

Bank of Bengal Rates.

Discount.

Private Bills and Notes, at or within 3 months, ... } 5 per Cent.
Government Acceptances, do., ... 3 ,, ,,

Interest charged.

On Fixed Loans, not exceeding 3 months, on Deposit of Company's Paper, ... } 4 ,, ,,
On Deposit of Goods ..... 5 ,, ,,
On Accounts of Credit, ½ per Cent. in excess of the above rates respectively.

WM. GREY,
Secy. & Treasurer.

Bank of Bengal,
8th September 1853.

LOST,—First Half of a Bank of Bengal Note, No. 25121, for Company's Rupees 100, the payment of which has been stopped at the Bank.

LOST.—First Half of a Bank of Bengal Note, No. 20691 for Co.'s Rs. 10, payment of which has been stopped at the Bank.

LOST,—An *acknowledgment* granted to the undersigned Owner of the Note from the General Treasury for a 4 per cent. Company's Paper, No. 4148, of 21st October, 1853, for Rs. 600. Any one having found it, on restoring it to me at 47, Clive Street, shall be rewarded.

ESSE CHUNDER CHATTERJEE.

Bengal Coal Company.

Registered under Act XLIII. of 1850.

THE Annual General Meeting of the Shareholders will be held at the office of the Secretaries on Thursday the 15th December 1853, at 12 o'Clock *noon.*

By order of the Directors,

GORDON STUART AND CO.,
Secretaries.

CALCUTTA,
30th November 1853.

Dissolution of Partnership.

THE Partnership existing since 1st March 1851, between David Wilson, Frederick Prosser, William Newton, Thomas Cartner and Charles Keating Mandy, under the name and style of D. Wilson and Co., has been this day dissolved by mutual consent, so far as the said Frederick Prosser is concerned, his interest and responsibility having ceased from this date.

DAVID WILSON.
FREDERICK PROSSER.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

November 15th, 1853.

WITH reference to the foregoing, we the undersigned Members of the said Firm of D. Wilson and Co., will continue to carry on business in Co-partnership together, and will pay and receive all sums due and owing by the old Firm of D. Wilson and Co.

DAVID WILSON.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

Nove 15*th,* 1853.

CALCUTTA :—Printed and Published by THOMAS [illegible]NES, *at the* CALCUTTA GAZETTE OFFICE,
No. 5½ Council-House Street,—for the Government Contractors, SAMUEL SMITH AND CO.

Numb. 98. [1607]

The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 p. m. of the above-mentioned days.

WEDNESDAY, DECEMBER 7, 1853.

Notifications, Appointments, &c.

No. 842.

Fort William, Home Department,
The 5th December 1853.

Notification.—Mr. E. T. Colvin, of the Civil Service, having reported his return from furlough on the 1st instant, the Most Noble the Governor General in Council is pleased to re-attach that gentleman to the North-Western Provinces.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

No. 5138.

Fort William, Foreign Department,
The 2nd December 1853.

Notifications.—The services of the following Officers are placed temporarily at the disposal of His Excellency the Commander-in-Chief, for Regimental duty.

Lieutenant G. R. Weston, of the 65th Regiment N. I., Extra-Assistant to the Resident at Lucknow, and Assistant Superintendent for the Suppression of Thuggee and Dacoity, and Superintendent of the Oude Frontier Police.

Captain R. J. Meade, 65th Regiment N. I., Brigade Major and Pay-master, Gwalior Contingent.

Captain F. A. Close, 65th Regiment N. I., Commandant of the 2nd Regiment of Cavalry, Gwalior Contingent.

Captain F. Shirreff, 65th Regiment N. I., Second in Command of the 1st, or Grenadier, Regiment of Infantry, Gwalior Contingent.

No. 5141.

The 6th December 1853.

Major J. Nicholson, Deputy Commissioner, Dera Ishmael Khan, assumed Command of the Second, or Shere Dil, Battalion of Police at Bunnoo, on the 1st ultimo, in addition to his other duties.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

Orders by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 2156 B. of 1853.

General Department,
Camp Kut-ka Bagh, the 22nd November 1853.

Appointments.—Mr. Assistant Surgeon Charles R. Francis, of the 60th Regiment N. I., to be Surgeon to the Hon'ble the Lieutenant-Governor during his ensuing Tour.

No. 4367 of 1853.

Judicial and Revenue Department.

Mr. William Chicheley Plowden to be an Assistant in the Meerut Division.

No. 4368 of 1853.

Revenue Department.

Aman Allee, Deputy Collector and Deputy Magistrate of Ghazeepore, to be Deputy Collector and Deputy Magistrate of Azimgurh.

Mr. Charles Owen, Deputy Collector and Deputy Magistrate of Azimgurh, to be Deputy Collector and Deputy Magistrate of Ghazeepore.

No. 4395 of 1853.

Judicial and Revenue Department.

Camp Mirzapore, the 26th November 1853.

The Hon'ble the Lieutenant-Governor has been pleased to appoint—

Lieutenant H. Montgomery, Deputy Commissioner, First Class, to the permanent charge of Saugor.

Lieutenant F. W. Pinkney, Deputy Commissioner, First Class, to the permanent charge of Nursingpore.

No. 4373 of 1853.

The 24th November 1853.

Leave of Absence.—Mr. William Sherson Donnithorne, Joint Magistrate and Deputy Collector of Goorgaon, for two months and fifteen days, under Sections XI. and XII. of the Amended Absentee Rules, from the [illegible] January next, preparatory to retiring from the service.

No. 4394 of 1853.

The 26th November 1853.

Notification.—Where leave of absence, whether on Medical certificate or on private affairs, is granted without specification of the date of commencement, it may be taken from any date within one month after the date of the Government Order. If not taken in that period a fresh application will be necessary.

By order of the Hon'ble the Lieut. Governor, North-Western Provinces,

W. MUIR,

Secy. to [illegible]

No. 2194 of 1853.

General Department.

Agra, the 30th November 1853.

Leave of Absence.—Sub-Assistant Surgeon Tara Chund Bonnerjee, of the Government Charitable Dispensary, Allahabad, for eighteen days, on private affairs, from the date on which he may avail himself of the leave.

No. 4404 of 1853.

Judicial Department.

Nawab Khan Behadoor Khan, Sudder Ameen of Allyghur, for three months, on private affairs, from the date on which he may avail himself of the leave.

Appointment.—Gholam Mohecooddeen, Moonsiff of Hatrass, to officiate as Sudder Ameen of Allyghur during the absence of Nawab Khan Behadoor Khan.

No. 2199 of 1853.

General Department.

Notification.—The leave of absence for ten days granted to Mr. V. Tregear, Principal of the Bareilly College, has been cancelled at his request.

By order of the Hon'ble the Lieut-Governor, North-Western Provinces,

JOHN SHERER,

Asst. Secy. to Govt., N. W. P.

General Orders by the Most Noble the Governor General of India in Council.

Fort William, the 2nd December 1853.

No. 1004 *of* 1853.—The under-mentioned gentlemen are admitted to the Service, in conformity with their appointment by the Hon'ble the Court of Directors, as Cadets of Cavalry and Infantry on this Establishment, and promoted to the rank of Cornet and Ensign respectively, leaving the dates of their commissions for future adjustment:—

	Date of arrival at Fort William.
Cavalry.	
Mr. Aylmer William John Montgomerie, ...	1st December 1853.
„ Edward Baldwin Wake, ...	
Infantry.	
Mr. Charles Kinloch Mylne, ...	1st December 1853.
„ Donald Macdonald, ...	

No. 1005 *of* 1853.—The [illegible]-mentioned Officers have returned to this Establishment, without prejudice to their rank, by permission of the Hon'ble the Court of Directors:—

	Date of arrival at Fort William.
Lieutenant Colonel and Brevet Colonel Thomas Mathew Taylor, 6th Regiment Light Cavalry, ...	1st December 1853.
Artillery.	
Captain Edward William Smyth Scott, ...	
Captain G [illegible]rchier, ...	

No. 1006 *of* 1853.—The services of Second Lieutenant R. DeBourbel, of Engineers, Assistant to the Executive Engineer, Grand Trunk Road, are placed at the disposal of the Bengal Government.

No. 1007 *of* 1853.—The following transfers are made in the Subordinate Grade, Department Public Works:—

Assistant Overseer Serjeant A. Connell, from the Delhi Division, and Corporal A. B. Carmichael from the 12th or Umballa Division, to the Meean Meer Division of Public Works.

Assistant Overseer Serjeant J. W. Cameron, from the 8th or Bareilly Division, to the Western Sirhind Division.

No 1008 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to make the following promotion in the Subordinate Medical Department:—

Hospital Apprentice William Price to be Assistant Apothecary. *Vice* H. Davis, struck off, and to stand immediately below F. H. A. Leach.

Fort William, 3rd December 1853.

No. 1009 *of* 1853.—The services of Assistant Surgeon J. J. Clarke, of the Medical Department, are placed at the disposal of the Government of the North-Western Provinces.

No. 1010 *of* 1853.—The under-mentioned notification, from the Foreign Department, is republished in General Orders:—

No. 5111, *dated 29th November* 1853.—The Most Noble the Governor General in Council is pleased to appoint Cornet Alexander Charles Grant, of the 8th Regiment Light Cavalry, to be Adjutant of the 2nd Regiment of Cavalry, Gwalior Contingent.

Fort William, 5th December 1855.

No. 1011 *of* 1853.—The under-mentioned [illegible]cers have returned to their duty on this Establishment, without prejudice to their rank, by [illegible]sion of the Hon'ble the Court of Directors:—

	Date of Arrival at Fort William.
Surgeon Thomas Watkins Willson, M. D., of the Medical Department, ...	27th Oct. 1853.
2nd Lieutenant Charles Walsham Maynard, of Artillery, ...	1st Dec. 1853.
1st Lieutenant Charles Vincent Bowie, of Artillery, ...	2nd Dec. 1853.

No. 1012 *of* 1853.—The Most Noble the Governor General in Council is pleased to make the following promotion:—

Ordnance Commissariat Department.

Conductor Alexander Bethune to be Deputy Assistant Commissary, from the 18th August 1853, *vice* Deputy Assistant Commissary Lieutenant T. B. Ryley, Veteran Establishment, promoted to Assistant Commissary.

No. 1013 *of* 1853.—Overseer Serjeant Crohan, at present attached to the Gunpowder Agency at Ishapore, is promoted to the rank of Sub-Conductor on the Establishment of that Agency from the 28th November 1853.

Fort William, 6th December 1853.

No. 1014 *of* 1853.—The under-mentioned Officers are permitted to proceed to Sea on Medical certificate, and to be absent from Bengal on that account for the terms specified opposite to their respective names:—

Lieutenant and Brevet Captain Charles Richard Woodhouse, of the 63rd Regiment Native Infantry. Lieutenant George Sinclair, of the 63rd Regiment Native Infantry, Adjutant of the 6th Irregular Cavalry, ...	To the Cape of Good Hope and Australia, for two years.
Lieutenant Peter Henry Peek Gill, of the 37th Regiment Native Infantry,...	To the Cape of Good Hope and the Colonies, for one year.

No. 1015 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to accept the resignation tendered by Lieutenant H. Melvill, of the 7th Regiment Light Cavalry, of his appointment as Adjutant of the 4th Punjab Cavalry, and to place his services at the disposal of His Excellency the Commander-in-Chief from the 16th of October 1853.

No. 1016 *of* 1853.—The under-mentioned Officer has returned to his duty on this Establishment, without prejudice to his rank, by permission of the Hon'ble the Court of Directors:—

	Date of arrival at Fort William.
Captain Thomas George, of the 17th Regiment Native Infantry,	1st Dec. 1853.

No. 1017 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to appoint Lieutenant Colonel J. Outram, C. B., of the 23rd Regiment Bombay Native (Light) Infantry, to be an Honorary Aide-de-Camp on His Lordship's personal staff.

R. J. H. Birch, *Lieut.-Colonel,*
Offg. Secy. to Govt. of India,
in the Mily. Dept.

Notification.

Bills at par on the Public Treasuries of the under-mentioned Districts may be had on application to the Accountant to the Government of Bengal:—

Districts.	*Amount available on this date.*	
Bograh, ...	48,000	
Burdwan, ...	33,000	
Dacca, ...	45,000	
Dinagepore, ...	42,000	at 4 annas premium.
Maldah, ...	20,000	at 2 annas premium.
Pubna, ...	9,000	
Rungpore, ...	17,000	
Sylhet, ...	48,200	

C. Hugh Lushington,
Offg. Accountant to the Govt. of Bengal.

Accountant's Office,
The 2nd Dec. 1853.

Notification.

It was intimated in the Government Notification, No. 33, of the 28th ultimo, "that no claim, under the Notifications, dated 23rd of April and and 6th of June last, by Proprietors of the Five per cent. Sicca Loans, to transfer the amount of their notes into the Four per cent. Loan of 1842-43, will be recognized after the 28th of November" current.

It is now notified for general information, that the above intimation will not prevent the transfer to the *new Three-and-a-half* per cent. Loan, of any of the notes of the Five per cent. Loans of 1825-26 and 1829-30, still outstanding; and that all public Officers authorized to receive subscriptions into the Three-and-a-half per cent. Loan, are at liberty, under the 2nd paragraph of the Government Notification, No. 35, of the 28th ultimo, to receive such notes when offered as a subscription to the said *Three-and-a-half* per cent. Loan, as "authorized public demands," receivable as "cash at par."

When notes are thus offered for transfer, receipts for the amount of the Principal and Interest to be transferred will be entered on the backs of the notes in the usual Form, and the notes will be forwarded to the Office of the Deputy Accountant General at Fort William, at the same time with the Loan Acknowledgments.

Care must always be taken that the total sum (by transfer and cash payment) included in each Loan Acknowledgment, amounts to a sum in even hundreds, of not less than 500 Company's Rupees.

C. Hugh Lushington,
Officiating Deputy Acctt. General to the Govt. of India.

Fort William,
Loan Office,
The 30th November 1853.

Notification.

UNCERTAINTY having been felt in cases in which two numbers are attached to Promissory Notes of the Loan of 1841-42, as to which of the two numbers is to be taken as the original number of the paper, notice is hereby given for general information, that the latter number is to be taken as the original number of the Note, the first number being only indicative of the number of the Note in the component or subsidiary register of the Loan.—As for instance,—

No. 5001 of 20000.

No. 20000 is the original number of the Note on the genera register; the first number, 5001, that of the component register.

C. HUGH LUSHINGTON,
Officiating Deputy Accts. General to the Govt. of India.

FORT WILLIAM,
Loan Office,
The 3rd December 1853.

Opium Notification.

Fort William, the 6th December 1853.

NOTICE is hereby given, that on Monday the 9th January 1854, at the hour of 11 o'clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for exportation by Sea, the undermentioned quantity of Opium, the Provision of 1852-53, subject to the following conditions *viz.*:—

Produce of Behar Agency, Chests,...		2,855
Ditto of Benares ditto, ...	,,	1,170
Total, Chests, ...		4,025

Conditions of Sale.

1. The Opium will be sold for exportation by Sea only, and no Certificate will be granted except to cover such Export.

2. The Opium will be ordinarily offered for Sale at an upset price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which provision is made by Clause 12 of the Conditions of Sale.

3. The Sale shall commence at the hour of 11 A. M. and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertized for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a public Holiday) at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of, or if the quantity of 4,025 Chests shall not be sold on the day advertized, the Board may dispose of the lots which remain in hand at a future Sale.

4. Each lot to contain five C[illegible]

5. A deposit in a Promissory Note, either for 25 per Cent. even money of the amount for which each lot is knocked down or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be made by the purchaser in the Sale-room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'Clock of the afternoon of Saturday 14th January, or on the other hand, failing such redemption by the time aforesaid, then the [illegible] lots for which no Sub-Treasurer's Receipts [illegible] other Public Securities as aforesaid [illegible] have been delivered in, shall be resold at such [illegible] times and under such conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6. The Promissory Notes taken on the day of Sale under the last-mentioned condition if remaining undeemed on the said 14th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7. No tender of Money, Sub-Treasurer's Receipts or Public Securities on account of Opium upon which the prescribed deposit may not have been made before 4 o'clock of the 14th January, will be afterwards accepted.

8. The Opium now advertized for Sale shall be paid for within 15 clear days from the day of Sale, that is to say, no Treasury Receipt will be accepted in payment after 4 P. M. of Tuesday the 24th January 1854, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent. even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or Chests, shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less than the number of lots or chests originally required to be included in each Certificate or order.

10. No Sub-Treasurer's Receipts or deposit of Public Securities under the 5th of the present co[illegible] will be received in this Office except from the [illegible] corded as the purchaser in the Sale Book or his authorized agent. The receipt for deposit of Public Securities will be granted only in the name of such purchaser and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

11. The Officer superintending the Sale on the part of the Board of Revenue is empowered to reject at his discretion the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's receipts, or other Government Securities, equal to 25 per Cent. even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified that the Officer of Government superintending the Sale shall be competent, at any time during the Sale, to withdraw any unsold lot and immediately to put it up again for Sale at a maximum upset price, diminishing the same gradually until a bid is obtained, and the first *bonâ fide* bidder for a lot after it has been offered for sale in the mode here described shall be held and declared to be the purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of as many of the subsequent lots as he may think proper, provided always that no [illegible] sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased the purchaser shall deposit for each lot 25 per Cent. even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or adjustment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal, and all and every Plea and Pleas to the jurisdiction of the said Supreme Court shall be waived.

15. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that date by application at the Office of the Junior Secretary to the Board of Revenue.

No. 1. Certificate of the Opium now advertized for Sale.

No. 2. Report of the examination of such Opium.

16. The public are hereby informed, that in providing the investment of the Behar and Benares Opium for the year 1852-53, the same precautions have been taken as those which have been observed during past years, to have the drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the cakes, and to have the due proportion of Opium put into each cake. An account of the weight of the drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further that four Chests of Behar and Benares Opium which have been reserved from the provision of the two preceding years, will be also shown to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the drug has kept.

17. Any further information respecting weight or [illegible] of the Opium advertized for Sale, that may be [illegible] Parties connected with the trade, will as [illegible]ore be furnished to them on application at the [illegible] of the Board of Revenue, but in accordance [illegible] established usage, under no circumstances will [illegible] Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight, abstraction of Opium, or adulteration of the drug which may be preferred in reference to Chests after the Sale and delivery of the Opium for shipment.

18. The public are hereby informed that in addition to the quantity above-mentioned, the following quantities more or less of Behar and Benares Opium of 1852-53 will be brought to Sale in the year 1854, on or about the dates specified below. The Board, however, reserve to themselves the right of altering these dates should circumstances render it expedient to do so.

	Behar, about Chests.	Benares, about Chests.	Total, about Chests.
On or about Wednesday, 8th February 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th March 1854, ...	2,855	1,170	4,025
On or about Monday, 10th April 1854, ...	2,855	1,170	4,025
On or about Monday, 8th May 1854, ...	2,855	1,170	4,025
On or about Thursday, 8th June 1854, ...	2,855	1,170	4,025
On or about [illegible]day, 7th July [illegible], ...	2,855	1,170	4,025
On or about Wednesday, 9th August 1854, ...	2,855	1,170	4,025
On or about Friday, 8th September, 1854, ...	2,855	1,170	4,025
On or about Monday, 9th October 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th November 1854, ...	2,855	1,170	4,025
On or about Friday, 8th December 1854, ...	2,869	1,176	4,045
Total, ...	31,419	12,876	44,295

19. It is hereby further notified, that under the 6th Article of the convention between Great Britain and France dated the 7th March 1815, quoted below, the Agents in India of the French Government or persons duly appointed by them, are entitled to demand that out of the quantities of Behar and Benares Opium declared as above for Sale at the twelve Sales in the months of January, February, March, April, May, June, July, August, September, October, November and December 1854, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong, a quantity not exceeding in the aggregate 300 Chests, and the Agents of the French Government must make requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government shall not make the requisition for Opium within the time above-mentioned, the entire quantity of about 48,320 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertized for Sale at each or any of the twelve Sales above-mentioned, but shall not pay for it within the prescribed period of payment, the Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6. "With regard to the trade in Opium, "it is agreed between the high contracting parties that at each "of the periodical Sales of that "article there shall be reserved "for the French Government, and delivered upon re- "quisition duly made by the Agents of His Most "Christian Majesty, or by the persons duly appointed "by them, the number of Chests so applied for, pro- "vided that such supply shall not exceed Three Hun- "dred Chests in each year, and the price for the same "shall be determined by the average rate at which "Opium shall have been sold at every such periodical "Sale, it being understood that if the quantity of "Opium applied for at one time shall not be

Article of the Convention above referred to.

"taken on account of the French Government by the "Agents of His Most Christian Majesty within "the usual period of delivery, the quantity so applied "for shall nevertheless be considered as so much in "reduction of the Three Hundred Chests hereinbefore-mentioned. The requisitions for Opium, "as aforesaid, are to be addressed to the Governor "General at Calcutta within thirty days after notice of the intended Sales shall have been published in the *Government Gazette*."

By order of the Board of Revenue,

A. R. YOUNG,
Offg. Junior Secretary.

Fort William.
The 6th December 1853.

Ecclesiastical.

NOTICE is given, that the Right Reverend the Lord Bishop purposes, by Divine permission, to hold a Confirmation in the Cathedral Church of Saint Paul, on Thursday, the twenty-sixth day of January next.

The service to commence at ten o'Clock.

Candidates for the rite of Confirmation, resident in Calcutta and its vicinity, are requested in meanwhile to apply to the respective Officiating Ministers and Chaplains of the Churches and Districts to which they may belong, for the purpose of being examined and approved, and for the usual Confirmation Ticket.

By desire of the Bishop. Dated at Calcutta this 5th day of December 1853.

W. H. ABBOTT,
Registrar and Secretary.

THE following Chaplains have been licensed by the Lord Bishop to officiate, as follows, namely: the Reverend Henry Hutton, late of St. Stephen's, Dum-Dum, at the Old Church in Calcutta, and the Reverend Horatio Moule, late of Agra, as Junior Chaplain of St. Paul's Cathedral, as appointed by the Supreme Government.

The Reverend Edward Craig Stuart, from Agra, has been also licensed to Officiate as a Missionary at Calcutta.

By desire of the Bishop. Dated this 28th day of November 1853.

W. H. ABBOTT,
Registrar and Secretary.

Advertisement of the Soonderbun Commissioner's Office.

NOTICE is hereby given, that the Pottahs of the under-mentioned Government Grants, situated in the limit of the Soonderbuns, in 24-Pergunnahs, will be put up for public sale, at noon, on Wednesday the 7th December 1853, corresponding with the 23rd Angron 1260 B. S., at the Office of Commissioner in the Soonderbuns, Allipore. The highest bidder will be entitled to the Pottah and must immediately pay to the Commissioner the full amount of his purchase money. The Pottah will be drawn up in his name, and will be made over to him with the confirmation of Government, and he will become the Grantee of the said Grant under the conditions prescribed in the Pottah. It is further notified, that the intending purchaser who may wish to see the Map of the Grant, and desire to obtain any particulars connected with it, can learn the same by attending either personally or through their Agent at the Office of the Commissioner. These conditions and particulars will moreover be prescribed at the time of sale.

Number of Lots.	Ruqbah or Area.
43	21,000
59	34,100
123	27,000
9	22,000
130	22,000
138	17,000
142	22,000
143	10,000

او ما کنت سین

Commissioner.

SOONDERBUN COMMISSIONER'S OFFICE, ALLIPORE.
The 17th November 1853.

সুন্দরবনের কমিস্যনরের দফুরখানার

ইস্তাহার।

ইহার দ্বারা সংবাদ দেওয়া যাইতেছে যে জিলা ২৪ পরগনার মতালক সুন্দরবনের নীমা মহলের মধ্যে কাপ্তান্ হাজীশ সাহেবের নকসা ভুক্ত নিম্নের লিখিত লাটিহায় সংক্লাস্ত জঙ্গল ভূমির পাটা আলিপুর মোকামে সুন্দরবনের কমিস্যনরের দফুরখানায় ইঙ্গরেজী সন ১৮৫৩ সালের ৭ ডিসেম্বর মোতাবেক বাঙ্গলা সন ১২৬০ সালের ২৩ অগ্রহায়ন রোজ বুধবার বেলা দুই প্রহরের সময় নিলাম হইবেক যে জন অতি উচ্চ মূল্য ডাকেন তিনি তাহা পাইবেন তৎক্ষণে খরিদের সমুদয় টাকা কমিস্যনরকে দিতে হইবেক পরে পাট্টা তাহার নামে প্রস্তুত করিয়া গবর্ণমেণ্টের মঞ্জুরিক্রমে তাহাকে দেওয়া যাইবেক পরন্তু খরিদার মজকুর পাট্টার নিদৃষ্ট নিয়মানুসারে ভূমিতে দখল কার হইয়া রাজস্ব আদায় করিবেন আরো সংবাদ দেওয়া যাইতেছে যে খরিদকরণাকাঙ্খি যে ঐ জমির নকসা দেখিতে চাহেন তিনি স্ব কিম্বা মোক্তারকারের দ্বারা কমিস্যনরের দ খানায় যাইয়া দেখিতে পারেন এবং অপর নিয়মের বিশেষ বেওরা নিলামের সময় প্রকাশ করা যাইবেক ইতি সন ১৮৫৩ সাল তারিখ ১৭ নবেম্বর মোতাবেক সন ১২৬০ সাল তারিখ ৩ অগ্রহায়ন।

লাটের নম্বর				টকরা
৪৩ নং	..	..	..	২১০০০/
৫৯ নং	..	..	..	০৪১০০/
১২৩ নং	..	..	..	২১০০০/
১২৯ নং	..	..	..	২২০০০/
১৩০ নং	..	..	..	২২০০০/
১৩৮ নং	..	..	..	১৭০০০/
৪৪২ নং	..	..	..	৭০/
১৪৩ নং	..	..	..	১০০০

শ্রীউমাকান্ত সেন। কমিশ্যনর।

Sheriff's Office, the 16th November 1853.

NOTICE is hereby given, that a Sessions of Oyer and Terminer and Gaol Delivery, and also an Admiralty Sessions, will be holden by the Supreme Court of Judicature at Fort William in Bengal, for the Town of Calcutta and Factory of Fort William and the places subordinate thereto, at the Court-House, in the Town of Calcutta, on Wednesday, the Seventh day of December next, at 12 o'clock at noon.

The Court will open on the first day of the Sessions at 12 o'clock at noon, and upon each succeeding day precisely at 11 o'clock in the forenoon, of which all persons are required to take notice.

F. Bellairs,
Sheriff.

সরিফ আফিস ১৬ নবেম্বর ১৮৫৩ সাল

সমাচার দেওয়া যাইতেছে যে আগামি ৭ ডিসেম্বর ১৮৫৩ সাল বুধবার দুই পুহরের সময় কলিকাতার ফোর্ট উইলেমের এবং তাহার অন্তঃপাতি যে সকল স্থান তন্নিমিত্তে বঙ্গদেশের ফোর্ট উইলেমের সুপ্রেম কোর্ট আপন আদালত ঘরে ওএরটরমিনর এবং এডমাইরেলটী অর্থাৎ মহা সমুদ্র সম্পর্কীয় মোকদ্দমা নিষ্পত্তি জন্য এক সেশিয়ান অর্থাৎ মিছিল করিবেন।

এই সেশিয়ান যতকাল পর্য্যন্ত বসিবেক তাহার প্রথম দিবস দুই পুহরের সময় তাহার পর প্রতি দিবস এগারো ঘণ্টার সময় বসিবেক এবিষয় স্মরণ রাখুন।

F. Bellairs,
Sheriff.

NOTICE is hereby given, that the Election of the Elective Commissioners, (two in number) for the Improvement of the Town of Calcutta, for the year 1854, under the Provisions of Act No. X. of 1852, will be holden at the Town Hall, on Monday the 12th day of December next, at the hour of 8 o'Clock in the forenoon, instead of Friday the 16th idem as heretofore advertised.

The attention of Candidates for the Office is called to the XIV. and XV. Sections of the Act.

F. Bellairs,
Sheriff.

Calcutta Sheriff's Office,
25th November 1853.

NOTICE—Any claimant of Bank of Bengal Note No. 31339, dated 12th September 1850, for Co.'s Rs. 100, is directed to apply to the Officiating Magistrate's Office of Zillah Midnapore.

George Bright,
Offg. Magistrate.

Zillah Midnapore,
Foujdaree Adawlut,
The 2nd December 1853.

General Post Office Notifications.

Export Overland Mail vid Southampton and Marseilles, per P. and O. Co.'s Steamer "Bentinck," direct from Calcutta.

NOTICE is hereby given for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden, Penang, Singapore and Hong-Kong,) intended for transmission by the Peninsular and Oriental Company's Steam-vessel *Bentinck*, will be closed at this Office on Saturday, the 17th instant.

E. Botelho,
Supdt. in charge.

Fort William.
General Post Office,
The 6th December 1853.

The Public are informed, that the Overland Expresses between Bombay and Calcutta will be discontinued from this date.

J. R. Burlton Bennett,
Deputy Post-master General, in charge.

Calcutta.
General Post Office,
The 31st August 1853.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Petumber Shaha, late of Jorabagun in Calcutta, formerly carrying on business as a Grain Jute and Safflower Merchant, an Insolvent.

Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court on Tuesday, the 13th day of December instant, at the hour of 10 o'Clock in the forenoon.

☞ "*Any Creditor of the said Insolvent desirous "of opposing such application do appear before the "said Court at the time and place aforesaid.*"

Insolvent in person.
Chief Clerk 3*rd December* 1853.

Bank of Bengal.

20th November 1853.

UNDER the XIII. Section of the Charter (Act VI. of 1839,) a Meeting of the Proprietors will be held at the Bank, on Monday, the 12th of December next, at 10 A. M., to elect two Directors in the room of Jas. J. Mackenzie and J. H. Fergusson, Esquires, who go out of the direction by rotation on the said 12th of December.

The Poll will close at 3 P. M.

Published by order of the Directors,

WM. GR
Secretary and Treasurer.

Bengal Coal Company.

Registered under Act XLIII. of 1850.

THE Annual General Meeting of the Shareholders will be held at the office of the Secretaries on Thursday the 15th December 1853, at 12 o'Clock *noon*.

By order of the Directors,

GORDON STUART AND CO.,
Secretaries.

CALCUTTA,
30th November 1853.

NOTICE is hereby given that my interest as a Shareholder in the Simla Bank ceased on the 19th of October 1853.

ALEX. BEATTIE, M. D.

Dissolution of Partnership.

THE Partnership existing since 1st March 1851, between David Wilson, Frederick Prosser, William Newton, Thomas Cartner and Charles Keating Mandy, under the name and style of D. Wilson and Co., has been this day dissolved by mutual consent, so far as the said Frederick Prosser is concerned, his interest and responsibility having ceased from this date.

DAVID WILSON.
FREDERICK PROSSER.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

November 15th, 1853.

WITH reference to the foregoing, we the undersigned Members of the said Firm of D. Wilson and Co., will continue to carry on business in Co-partnership together, and will pay and receive all sums due and owing by the old Firm of D. Wilson and Co.

DAVID WILSON.
WILLIAM NEWTON.
THOMAS CARTNER.
CHARLES K. MANDY.

November 15th, 1853.

LOST,—First Half of a Bank of Bengal Note No. 26085, for Co.'s Rupees 100, the payment of which has been stopped at the Bank.

LOST,—The first or left hand Halves of the Bank of Bengal Notes as under: Nos. 45690, 46782, 46801 and 46815, for Rupees 50 each, and No. 54,430 for Rupees 100,—payment of which has been stopped at the Bank.

CALCUTTA:—Printed and Published by THOMAS JONES, *at the* CALCUTTA GAZETTE OFFICE, *No. 5, Council-House Street—for the Government Contractors,* SAMUEL SMITH AND CO.

Numb. 99. [1615]

The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 p. m. of the above-mentioned days.

SATURDAY, DECEMBER 10, 1853.

Legislative Enactments.

Passed Act.

Fort William, Home Department, Legislative.
The 2nd December 1853.

The following Act passed by the Governor General of India in Council on the 2nd December 1853, is hereby promulgated for general information:

ACT No. XVIII OF 1853.

An Act for Regulating the Sale of Spirituous Liquors, &c. in Cantonments.

Whereas it is expedient to regulate the sale of spirituous liquors, wine and intoxicating drugs within Military Cantonments, It is enacted as follows:

I. If within any Military Cantonment or within any limits around the same to which the Provisions of this Act shall be extended by an order of Government to be publicly notified any person not amenable to Articles of War or any Sutler or Camp follower shall knowingly barter, sell, or supply, or offer, or attempt to barter, sell, or supply, any spirituous liquor, wine or intoxicating drug, to, or for the use of any European Soldier, or to, or for the use of any European or Eurasian being a Camp follower or a Soldiers' wife without a written license from the Officer Commanding at the Station, or from some person having sufficient authority from the Commanding Officer to grant such license, the person so bartering, selling, or supplying or offering or attempting to barter, sell, or supply such spirituous liquor, wine, or intoxicating drug as aforesaid shall be liable, on conviction before a Magistrate, to a fine not exceeding Fifty Rupees; or, in the discretion of the Magistrate, to imprisonment, with or without hard labour, for any period not exceeding one calendar month.

II. If any person convicted of an offence under section I. of this Act, shall be convicted under that section of an offence subsequently committed, he shall be liable, to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any period not exceeding three calendar months; and in such case any spirituous liquor, wine, or intoxicating drug, within such Cantonment, or limits, which at the time of the commission of such subsequent offence shall belong to, or be in the possession of such person, shall, without further proof, be deemed to be in the possession of such person for the purpose of being supplied to European Soldiers contrary to the provisions of this Act, and shall be liable to be seized and confiscated.

III. If any Camp follower or Military pensioner or the wife or widow of any Soldier Camp follower or Military pensioner shall within such Cantonment or limits remove, convey, or have in his or her possession any quantity of spirituous liquor, or wine exceeding one seer or quart, without a permit, to be signed by the Officer in Command, or such other Officer as may be appointed by him to grant permits under this Act; every such person shall be liable upon conviction to a fine not exceeding Fifty Rupees, and for any subsequent offence to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any term not exceeding three calendar months.

IV. Section III. of this Act shall not apply to any liquor brought into a Cantonment for the private use of any Commissioned Officer.

V. If any person, subject to the provisions of this Act, shall be found committing any offence contrary thereto, any Police Officer, authorized under this Act, may immediately, without warrant, arrest such person, and also seize any spirituous liquor, wine, or intoxicating drug, together with any vessel containing the same, and any thing used for the purpose of removing, conveying, or concealing the same, which may be found in his possession, and shall thereupon, without delay, take such person, together with the things so seized, before a Magistrate or other officer having jurisdiction to punish the offender.

VI. Any person, who shall obstruct any Police Officer in making any arrest, or seizure, under this Act, and any Police Officer, who shall not, without unreasonable delay, take the person, or thing so arrested, or seized, before a Magistrate, or other Officer having jurisdiction to punish the offence, shall be liable, on conviction before a Magistrate, to a fine, not exceeding One Hundred Rupees.

VII. Any Police Officer, who, under color of this Act, shall, without probable cause, make any arrest, or seizure, without a warrant, shall, on conviction before a Magistrate, be liable, to a fine not exceeding One Hundred Rupees, which fine or any part of it may be ordered by the Magistrate to be paid to the person aggrieved.

VIII. No Police Officer shall be competent to act under the provisions of Section V. of this Act, unless he shall have a general, or special authority so to do, granted to him in writing by the Commanding Officer, or other Officer empowered by him to grant the same, or by the Officer in immediate charge of the Police.

IX. In case of conviction for any offence under this Act, the Magistrate may adjudge any

liquor, wine, or intoxicating drug, in respect of which the party shall be convicted, and any other spirituous liquor, wine, or intoxicating drug, which shall be found in his possession at the time of committing the offence, and any vessel containing the same, together with any thing used for the purpose of conveying, removing, or concealing the same, or any part thereof, to be confiscated: and such Magistrate may order the whole, or any part, or parts of any fine imposed under this Act, to be paid, as soon as the same shall be realized, to the person upon whose information such conviction shall take place, or to the officer who shall have apprehended the offender, or seized any of the goods adjudged to be confiscated.

X. A Magistrate may order any thing seized under the provisions of this Act, in respect of which any person shall be charged with an offence, to be detained until the person in whose possession the same shall have been seized shall be convicted, or acquitted of the offence charged. If the person shall be acquitted, the things so seized shall be restored; if he shall be convicted, such of the things only, if any, as shall not be adjudged by a magistrate to be confiscated, shall be restored; the remainder shall be dealt with as confiscated.

XI. No appeal shall lie from any order or conviction under the provisions of this Act.

XII. European British subjects shall be amenable to the jurisdiction of a Magistrate for any offence against the provisions of this Act.

XIII. Within the Presidency of Bombay the Superintendent of bazars may punish any person for any offence against the provisions of this Act in the same manner and to the same extent as he is now authorized to do in any of the cases mentioned in Clause 3, Section XXVI, Regulation XXII. of 1827 of the Bombay Code.

XIV. This Act shall not apply to the sale, or supply of any article for medicinal purposes, by recognized medical practitioners, chemists, or druggists.

XV. In the construction of this Act the word "Cantonment" shall include a "Fortress, or Garrison" or *Military bazar station*; the word "Soldier" shall include any Non-Commissioned Officer; the word "Magistrate" shall include a Joint Magistrate, or any person lawfully exercising the powers of a Magistrate, or a Justice of the Peace, the words "spirituous liquor" shall include toddy in a state of fermentation, or after it has been fermented. Words in the singular number shall include the plural, and words denoting the masculine gender shall include the feminine.

XVI. This Act shall not come into operation before the 1st day of January 1854 and shall not take effect within any limits around a Cantonment which shall be specified in any order of Government before the expiration of one month from the date of the notification of such order, and any order for extending the provisions of this Act to any limits around a Cantonment may from time to time be varied, altered or suspended by Government.

GEO. PLOWDEN,
Offg Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative, The 2nd December 1853.

The following Act passed by the Governor General of India in Council on the 2nd December 1853, is hereby promulgated for general information:

ACT No. XIX. OF 1853.

An Act to amend the Law of Evidence in the Civil Courts of the East India Company in the Bengal Presidency.

WHEREAS the law of evidence administered by the Civil Courts of the Presidency of Fort William in Bengal, and the rules for the attendance and examination of witnesses and the production of documents in such Courts, require amendment, It is enacted as follows:

I. Sections XXXIII. and LXXIII. Regulation XXIII. 1814, of the Bengal Code, so far as they are inconsistent with the provisions of this Act, Section XI., Regulation XXIV. 1814, of the same Code, except so far as it relates to the signing and issuing of any process of Court to which the signature of the judge may not be specially required, and Section I. Act VI. 1843, so far as it is authorizes the examination of witnesses according to the rules established by Section [illegible] Regulation XXIV. 1814, aforesaid, are hereby repealed.

II. In any regular or summary suit, appeal, or proceeding in any of the Civil Courts of the East India Company, and also in any summary suit, or other proceeding of a civil nature before any Court, Officer, or other person having by law or by consent of parties authority to examine witnesses, any party to such suit, appeal or proceeding, shall be competent and entitled to give evidence as a witness either on his own behalf, or on behalf of any other party to the suit, appeal, or proceeding in the same manner as if he were not a party to the same. Provided that no party to a suit, appeal, or proceeding, who shall offer himself as a witness therein, shall, without the consent of all parties thereto, be examined otherwise than in open court, in such manner as the court may direct having regard to the usages and customs of the country, unless such examination shall be taken under, and subject to the Rules prescribed by Section XXXII. or XXXVIII. of this Act.

III. No person shall, by reason of any interest in the result of any suit or of any interest connected therewith, or by reason of relationship to any of the parties thereto, be incompetent to give evidence in any such suit.

IV. A husband or wife shall be competent to give evidence for or against the other provided that the examination shall take place in open Court in such manner as the Court may direct having regard to the usages and customs of the country, or that it be taken and read under, and subject to the Rules prescribed in Section XXXII. or XXXVIII. of this Act, provided also that any communication made by husband or wife to the other during their marriage shall be deemed a privileged communication, and shall not be disclosed without the consent of the person making the same, unless such communication shall relate to a matter in dispute in a suit pending between such husband and wife.

V. Any party to a suit may be compelled to give evidence as a witness therein and also to produce a document in his possession or power, in the same manner, by the same process, and subject to the same Rules, as if he were not a party to the suit, except so far as is otherwise provided by this Act. Provided that no Court need to compel the attendance of any party to such suit, for the purpose of giving evidence therein if such party shall satisfy the Court that he has no personal knowledge of any material fact in inquiry in the suit, and that he cannot give any material evidence therein. Nothing in this Clause shall exempt any party to a suit from being summoned to produce a document.

VI. After the parties in a suit in which according to the practice of the Court a day is fixed for the hearing shall have filed their exhibits and lists of witnesses the Court shall by an order in writing, appoint a day not less than fifteen days after the date thereof, for the examination of witnesses and the hearing of the suit.

VII. The list of witnesses required to be furnished in any suit shall include the names of all the witnesses, whether parties to the suit or not, whom the party filing the list may intend to call as witnesses or who he may require to be summoned to give evidence on

produce any document, also a list of the documents which he may require to be produced.

VIII. If any party to a suit shall require the attendance of any other party thereto as a witness to be enforced, he shall by himself or his pleader make a special application to the Court for an order for a summons to compel the attendance of the party, and shall show to the satisfaction of the Court sufficient grounds in support of such application, otherwise a summons shall not be issued. In cases in which, according to the practice of the Court, a day is fixed for the hearing, the application shall be made before such day shall be fixed.

IX. The Court, upon the application of the pleader of any party to a suit whose attendance as a witness is required, or without such application, if the Court think fit so to do, may, before making such order cause notice to be given to the party or his pleader fixing a day for such party to shew cause why he should not attend and give evidence and may also, from time to time if necessary, for good and sufficient cause, enlarge the time for such purpose.

X. *Clause* 1. In support of the cause shown, the Court shall receive a declaration in writing of the party, if signed by him, and delivered into the Court by himself or his pleader.

Clause 2.—If the party making such declaration shall wilfully and corruptly make any false statement therein, he shall be deemed guilty of perjury, and shall be proceeded against, and upon conviction punished accordingly.

XI. If no sufficient cause be shown on the day fixed or upon any subsequent day to which the Court shall enlarge the time for that purpose, the Court shall cause a summons to be issued for compelling the party to attend and give evidence.

XII. The Court on the requisition of any party to a suit, or his pleader, may cause a summons to be issued to every person who shall be required to produce any material document. Previously to the issuing of any summons for the attendance of any person to give evidence or produce a document, the party requiring the same shall pay into Court such sum as shall appear to the Court to be reasonable, to defray the travelling and other expenses of such person in passing to and from the Court in which he may be required to attend and give evidence, and for one day's attendance thereat. In fixing the sum to be paid into Court, regard shall be had to the rules, if any, established by the Court or Board, if any, to which such Court shall be subordinate. The sum so paid into Court shall be tendered to the witness at the time of serving the summons if it can be served personally. In addition to the sum so paid into Court, the Court before whom any person who may attend in pursuance of a summons, or proclamation to give evidence or produce any document, may order such further sum to be paid to the person so attending by the person causing the summons or proclamation to be issued, as may appear to be necessary to defray his travelling and other expenses, and also the expenses of his detention under the summons, or proclamation, and in case of default in payment, may proceed such sum to be levied by attachment and sale of the goods of the person ordered to pay the same, and no witness shall not be bound to give evidence or produce any document until such sum shall be paid.

XIII. Every summons for the attendance of a witness to give evidence, or to produce a document shall require the intended witness to attend at a time and place to be named in the summons, and shall also state whether the attendance of the witness is required for the purpose of giving evidence, or producing a document, or for both purposes. If a witness, whether a party to the suit or not, is required to attend, and to produce before the Court any document alleged by the party summoning him to be in his possession or power, a direction to attend the Court with such document shall be inserted in the summons, and the documents which the witness may be so called upon to produce shall be described in the summons with convenient certainty.

XIV. Every such summons shall, if possible, be served personally upon the person thereby required to attend, by showing the original to such person, and at the same time delivering or tendering to him a copy thereof.

XV. Such service must be made a sufficient time before the time specified therein for his attendance to allow the witness a reasonable time for preparation and for travelling to the place at which his attendance is required.

XVI. Any person, whether a party to the suit or not, may be summoned to produce a document without being summoned to give evidence, and any person summoned merely to produce a document shall be deemed to have complied with the summons if he cause such document to be produced, instead of attending personally to produce the same.

XVII. Any person who shall be summoned to appear and give evidence shall be bound to attend at the time and place named for that purpose.

XVIII. Any person attending to produce a document may be called upon to produce the same without being sworn or examined as a witness.

XIX. A witness not a party to the suit or proceeding in which he is summoned, shall not be bound to produce his own title deeds, unless he shall have agreed in writing with the party requiring the production thereof, or with some person through whom he claims to produce such deeds.

XX. A witness, whether a party or not, shall not be bound to produce any document relating to affairs of State, the production of which would be contrary to good policy, nor any document held by him for any other person who would not be bound to produce it if in his own possession.

XXI. A witness being a party to the suit shall not not be bound to produce any document in his possession or power which is not relevant or material to the case of the party requiring its production, nor any writing or correspondence which may have passed between him and any legal professional adviser. If any party, however, offer himself as a witness, he shall be bound to produce any such writing or correspondence, in his custody, possession, or power, if relevant or material to the case of the party requiring its production.

XXII. Every witness summoned to produce a document shall, if the same be in his custody, possession, or power, be bound to produce it, or cause it to be produced to the Court, although there be a valid objection to the right of the party calling for it to compel its production, or to the reading, or putting it in as evidence, or to the disclosure of the contents thereof; the validity of any such objection made by the person producing the document shall be determined by the Court, and for the better determination thereof, it shall be lawful for the Court to receive any admissible evidence which the person producing the document may give respecting it, and it shall also be lawful for the Court to inspect the document, and if necessary to call to its assistance any person whom it may appoint to interpret the same. Such person, however, shall be previously sworn truly to interpret the same to the Court alone, and not to disclose the contents thereof except to the Court, unless the Court shall order the document to be given in evidence. If the Court shall be of opinion that such document should not be produced, the Court shall not disclose the contents thereof to the parties, or take any note, or make any mention of the contents or effect thereof in its judgment or proceedings, but shall return the document at once to the party producing the same, having previously marked the same for the purpose of identification, and shall record in its proceedings that a document, identifying it by the mark put upon it, was produced by the party producing him, who shall [illegible] for its production by the person applying the [illegible]-

sion of the document, naming him, objected to its production, and the reasons, if any, for such objection, together with the reasons of the Court for refusing to compel its production. If the Court shall refuse to enforce the production of a document, or to receive the same in evidence, the Court of appeal may, upon a regular appeal, compel the production of such document, and if such Court shall think that the production of the same ought to have been enforced, or that it ought to have been received in evidence, may themselves enforce its production, and receive it in evidence, and decide the case upon such document, coupled with the other evidence given in the suit.

XXIII. A barrister, attorney or vakeel, shall not, without the consent of his client, disclose any communication made by the client to him in the course of his professional employment, nor any advice given by him professionally to his client, nor the contents of any document of his client, the knowledge of which he shall have acquired in the course of his professional employment. The privilege, however, is that of the client, and if any party to a suit shall give evidence therein at his own instance, he shall be deemed thereby to have waived his privilege, and to have consented to the disclosure by such barrister, attorney, or vakeel, of any such matter as aforesaid, which may be relevant, and which the barrister, attorney, or vakeel would have been bound to disclose, but for the privilege of his client, and the barrister, attorney, or vakeel, shall be bound, upon examination, to disclose any such matter.

XXIV. If any witness, whether a party to a suit or not, to whom any summons to give evidence or produce a document, shall have been personally delivered shall, without lawful excuse, fail to comply with such summons as required by this Act, or attending, or being present in Court, shall, without lawful excuse, refuse to give evidence, or to subscribe his deposition, or to produce any document in his custody or possession, named in such summons as aforesaid, upon being required by the Court so to do, the Court shall have full power and authority to issue an order in writing to the nazir to apprehend and bring the witness before the Court; or, if he be already before the Court, to take him into custody. And such Court may impose on such witness a fine not exceeding five hundred rupees for his default or refusal, realizable by attachment and sale of his property, and may commit him to close custody until he shall consent to give his evidence, or to sign his deposition, or to produce the document, and any such fine as aforesaid shall be levied and recovered by attachment and sale of the property of such person. Provided that no fine imposed under the provisions of this section shall exceed the amount of the property in dispute in the suit. If any such person shall abscond, or keep out of the way, so that he cannot be seized or brought before the Court, his property shall be liable to attachment and sale in the same manner as is provided by Section XXVII. of this Act, with respect to a witness on whom the service of a summons cannot be effected. If such person shall be a party to the suit, the Court, instead of proceeding in the manner above pointed out, may, if the witness be a plaintiff, appellant, or petitioner, dismiss the complaint, appeal or petition, with costs against such party, or if such party be a defendant or respondent, may hear, and decide the case against such defendant or respondent *ex-parte*. If any such complaint, appeal or petition shall be dismissed for such cause, the complainant, or petitioner shall be debarred from preferring any other petition, appeal or complaint in respect of the same matter.

XXV. Any person present in Court, whether a party or not, may be called upon and compelled by the Court to give evidence, and produce any document then and there in his actual possession, or in his power, in the same manner and subject to the same rules as if he had been summoned to attend to give evidence, or to produce such document, and punished in like manner for any refusal to obey the order of the Court.

XXVI. Any person, whether a party to the suit or not, to whom a summons to attend, and give evidence, or produce a document, shall be personally delivered, and who shall, without lawful excuse, neglect or refuse to obey such summons, or who shall be proved to have absconded or kept out of the way to avoid being served with such summons, and any person who, being in Court and upon being required by the Court to give evidence, or produce a document in his possession, shall, without lawful excuse, refuse to give evidence, or sign his deposition, or to produce a document in his possession, shall, in addition to any proceedings under this Act, be liable to the party at whose request the summons shall have been issued, or at whose instance he shall be required to give evidence, or produce the document, for all damages which he may sustain in consequence of such neglect, or refusal, or of such absconding, or keeping out of the way as aforesaid, to be recovered in a civil action.

XXVII. If a person, whether a party to a suit or not, for whose attendance either to give evidence or produce a document a summons shall be issued, cannot, after diligent search, to be certified by a return of the nazir, be found, the Court upon proof that the evidence of such witness, or the production of the document is material, and that the witness absconds, or keeps out of the way to avoid being served with a summons, and that he could not, after diligent search, be found or served with the summons, may cause a proclamation requiring the attendance of such person to give evidence, or produce the document at a time and place to be named therein, to be affixed, in the presence, and with the attestation of two respectable householders in some conspicuous place, upon or near to his house or place of abode and if such person shall not attend at the time and place to be named in such proclamation, and it be proved to the satisfaction of the Court that the witness cannot be found, his property, real and personal, to such amount as the Court shall deem reasonable, (but subject to the same limitation as to the articles exempt from attachment as in case of attachment for arrears of rent,) shall be liable, under an order of the Court, to attachment and sale. Provided always, that when the order for attachment and sale shall have been issued by any Court subordinate to the Court of Sudder Dewanny Adawlut, a summary appeal shall lie within one month from the date of the order of the subordinate Court to the Court to which its orders are generally appealable; and that the Rules for the time being in force in regard to sales made in execution of decrees, as to the mode and period of attachment and the place or manner of sale, and as to claims of third parties to property attached and notified for sale, shall be held applicable to such sales.

XXVIII. *Clause* 1.—The cost of the attachment shall be borne in the first instance by the party applying for it, and the Court issuing the summons and attachment shall not proceed to sale of the property, but shall order the same to be released from attachment if the witness shall appear and satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons and that he had not notice of the proclamation in time to attend at the time and place named therein. Upon the appearance of the witness, the Court shall make such order in regard to the costs of the attachment as it shall deem fit. If the witness appearing shall fail to satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons, and that he had not such notice of the proclamation as aforesaid it shall be in the discretion of the Court to order the property attached or any part thereof to be forfeited and sold for the purpose of satisfying all costs incurred in consequence of such default absconding, or keeping out of the way, and such fine not exceeding the amount in dispute in the suit as the Court may deem fit to impose upon the witness having regard to all the circumstances of the case, and the condition in life of the witness, or the

Court may order the property to be released from attachment upon payment of such costs and fine as aforesaid.

Clause 2.—An order made in pursuance of this Section shall be subject to appeal in the same manner and within the same period, as an appeal against an order for attachment and sale under the last preceding Section of this Act.

XXIX. All orders as to fines, or the levying thereof, or as to imprisonment under this Act, shall be subject to a similar appeal within one month from the date of the order.

XXX. It shall not be necessary upon the hearing or decision of a case for the non-production of a document, or for the evidence of a witness, who may neglect, or refuse to attend, or who shall abscond, or keep out of the way, or who cannot be served with a summons, beyond such period as shall appear proper to the Court, having regard to all the circumstances of the case; provided that when a summons shall have been issued for the attendance of a plaintiff or appellant in a suit to give evidence, or produce a document, the Court shall, at the request of the defendant or respondent, unless there be good reason to the contrary, postpone the hearing or decision until the plaintiff or appellant can be personally summoned, or shall attend and give evidence, or produce the document required, and that where a summons shall have been issued for the attendance of a defendant or respondent to give evidence, or produce a document, the hearing or decision shall, upon the application of the plaintiff or appellant, be postponed in like manner, unless there be good reason to the contrary, until the defendant or respondent can be personally summoned, or shall attend and give evidence, or produce the document required.

XXXI. On the day appointed for the hearing, the evidence of the attending witnesses shall be taken orally in open Court, in the presence and hearing, and under the personal direction and superintendence of the Judge. The evidence of each witness given upon such examination shall be taken down in writing, by or in the presence and under the superintendence of the Judge, not ordinarily by question and answer, but in the form of a narrative, and when completed shall be read over to the witness, and signed by him in the presence of the Judge and of the parties, to the suit or their vakeels, or such of them as may think fit to attend. In case the witness shall refuse to sign the deposition, the Judge shall sign the same, and record the reason, if any, given by the witness for such refusal, together with such remarks thereon as the Judge shall think fit to make. It shall be in the discretion of the Judge to take down, or cause to be taken down, any particular question and answer if there shall appear any special reason for doing so, or any party, or his vakeel, shall require it. If any question put to a witness be objected to by either of the parties, or their vakeels, and the Court shall allow the same to be put, the question and answer shall be taken down, and the objection, and the name of the party making it, shall be noticed in taking down the depositions, together with the decision of the Court upon the objection. The Judge shall also record such remarks as he may think material respecting the demeanor of any witness whilst under examination.

XXXII. In cases where the evidence is needed if female, who, according to the custom of the country, ought not to be compelled to appear as witnesses in a Court of Justice, and in which the Court shall be of opinion that the ends of justice require and justify it, such Court may issue a commission to any Officer of the Court or other person, to be named in such commission, for the examination of such females in the hearing of the parties to the suit or their vakeels, in such manner as the Court may direct, having regard to the custom and usage of the country, and with liberty to the parties or their vakeels, to cross examine, anything in Section V. Act VII. 1841, to the contrary notwithstanding.

XXXIII. On or before the day appointed for trial, the Court may, for any sufficient reason, such as the unavoidable absence of any material witness, or for other good cause, on the application of either party, postpone the hearing to another day, to be named, on such terms as to the payment to the opposite party of his costs occasioned by the postponement, and otherwise as to the Court shall seem reasonable. In such case notice in writing shall be given to each of the witnesses to attend and give evidence, or to produce a document on the substituted day, instead of the day mentioned in their summonses, if there be time to do so and the Judge shall so order. The notice shall be served in the same manner as a summons. The service of such notice shall have the same effect as if the substituted day had been originally named in such summons as the day for the appearance in Court to give evidence or produce a document, and all the provisions in this Act relating to summonses to give evidence or produce documents, shall extend to such notices in the same manner as if such notices had been expressly mentioned in such provisions. If the application be too late to serve such notice, the Court may order that the examination of any witness who may be present, or shall attend in pursuance of a summons, shall be proceeded with, and that the further hearing of the case, after the examination of such witness, shall alone be postponed.

XXXIV. Unless the hearing be postponed in manner aforesaid, it shall commence on the day appointed, or as soon afterwards as the business which may be pending before the Court and may be entitled to priority will allow, and the recording of evidence on the trial of any suit when begun under the rules above enacted, shall, unless there be good and sufficient reason to the contrary, (which reason shall be recorded) continue on the same day, or on consecutive business days, until the whole of the evidence of the witnesses present shall be heard. The parties or such of them as desire it shall then be heard either by themselves or their pleaders orally on the merits of the case as regards the issues both of fact and law, and after considering the argument and evidence, the Judge shall record his judgment under Act XII. 1843.

XXXV. If the Court, after the evidence of all the witnesses shall have been heard, and before hearing the pleaders or recording the judgment, shall think it necessary for the ends of justice to inspect any document, or to examine any party to the suit, or any other person whose evidence may appear to be material, the Court, of its own accord, may cause such party or person to be summoned to attend as a witness, to give evidence, or to produce such document, if in his possession, on a day to be appointed, and may examine such party or person as a witness in open Court, or in such other manner as the Court may direct, upon any question which the party or witness may be bound to answer and the Court may think necessary, and may also compel the production of any document mentioned in such summons, which any such persons may have in his possession or power, and be bound to produce. Any witness so called shall be subject to the cross-examination of either party, or his vakeel. If such person, whether a party or not, shall be a female, who, according to the custom of the country, ought not to be compelled to appear as a witness in a Court of Justice, the Court may order such person to be examined in the manner provided by Section XXXII. of this Act, upon such questions as it may direct. The Commissioner or other person authorized to take the examination in such case may put such further questions as in his judgment may be necessary or may arise out of the answers to be given to the questions directed by the Court.

XXXVI. The Court may cause public notice to be given [illegible] before [illegible] during the

amination of any witness, requiring all or any other witnesses, whether parties or not who have been summoned or inserted in the list of witnesses in the same cause, to leave and to remain out of Court until further order. Any witness in a cause who without lawful excuse shall wilfully remain in, or come into Court, contrary to such notice, shall be punishable in the same manner as for a contempt of Court in open Court. Whenever such notice shall be given, the consequence of disobedience thereto shall be publicly explained at the time of giving the notice.

XXXVII. Any party to a suit, appeal or proceeding who may be examined as a witness therein, shall, except as otherwise provided by this Act, be examined according to the rules for the time being in force as to the examination of witnesses not being parties to the suit, and shall be punishable for any false evidence given by him, in the same manner as if he were not a party.

XXXVIII. The words "witness" and "witnesses" in Act VII. 1841, shall respectively include any party or parties to a suit, and the said Act shall be read as if the words "or party" "or parties" had been used in such Act, in conjunction with the words "witness" or "witnesses" respectively. Provided that the deposition of a party taken under the provisions of this Section at the instance of any opposite party may be read in evidence by, or on behalf of, such last-mentioned party, without the proof required by Section V. of the said Act. Provided also, that no deposition of any party taken under the provisions of this Section shall be read or used in evidence unless taken and read at the instance of some opposite party, or unless it shall be proved that the deponent is unable, from sickness or infirmity, to attend to be personally examined, or is, without collusion, or any reference to the suit, at so great a distance from the Court, that, in the judgment of the Court, it would be unreasonable to require his personal attendance in Court for the purpose of giving such evidence, in which last-mentioned case it shall be discretionary with the Court, having regard to the nature of the case and of the evidence given, either to allow or to refuse such deposition to be read.

XXXIX. No appeal shall lie from any order or decision of a Judge with respect to summoning or examining any party to a suit, or as to allowing a deposition to be read under the Section next preceding.

X... If any party to any such suit as aforesaid shall, in any pleading or statement, refer to any document in his possession or power, as a material proof or document in support of his claim or defence, he shall file such document with the pleading or statement, unless the Court shall, for good and sufficient cause, extend the time for filing the same; and any adverse party shall be entitled, by himself, or his vakeel, to inspect and take a copy of the document.

XLI. In the construction of this Act, unless where it is otherwise expressly provided, or there is something in the subject or context repugnant to such construction or which would render such construction inapplicable to the case, the word "Court" shall mean any Court of the East India Company, and shall include any Judge or other officer or person mentioned in Section II. of this Act; the word "Judge" shall be understood to mean the chief judicial authority presiding in any such Court, and shall include any officer or person having, by law, or consent of parties, authority to examine witnesses and to act judicially; the word "suit" shall be deemed to mean and include any suit, appeal or proceeding mentioned in Section II.; the word "witness" shall include all persons competent and able to give evidence, whether parties to any suit or proceeding or not. Word ... masculine gender or singular number shall include the feminine gender or plural number, and *vice versa*.

XLII. This Act shall extend only to Civil proceedings, and to the Presidency of Fort William in Bengal, and shall not include any of Her Majesty's Supreme Courts of Judicature.

XLIII. The provisions of Sections IX. X. and XI. of this Act shall not extend to the Zillah of Chittagong or Sylhet.

XLIV. This Act shall come into operation on the 1st day of ... 1854.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative,

The 8th December 1853.

THE following Act passed by the Governor General of India in Council, on the 8th December 1853, is hereby promulgated for general information:—

ACT No. XX. OF 1853.

An Act to amend the Law relating to Pleaders in the Courts of the East India Company.

WHEREAS it is expedient to amend the law relating to Pleaders in the Courts of the East India Company, It is enacted as follows:—

I. Section XVI. Regulation XXVII. of 1814 of the Bengal Code, and Section XVI. Regulation XIV. of 1816 of the Madras Code, are hereby repealed.

II. No Pleader shall be bound to attend in any of the Courts of the East India Company, on any day fixed for the transaction of Civil business, or to notify to the Court his inability to attend, unless he shall be employed in some cause or business which according to the practice of the Court, may be heard or transacted therein on that day, anything in any law or regulation to the contrary notwithstanding.

III. Every Attorney on the roll of any of Her Majesty's Supreme Courts of Judicature in India shall be entitled as such to plead in any of the Sudder Courts of the East India Company, subject however to all the rules for the time being in force in the said Sudder Courts respectively, applicable to Barristers pleading therein, whether relating to the language in which the Court is to be addressed or to any other matter.

IV. That part of Section IV. Act No. I. of 1846, which provides that no person shall be admitted a Pleader in any of the Courts of the East India Company, unless he have obtained a Certificate in such manner as shall be directed by the Sudder Courts that he is of good character and duly qualified for the Office, shall not extend to Barristers or Attornies of any of the said Supreme Courts; but every such Barrister and Attorney shall be entitled as such to plead in any of the Courts of the East India Company subordinate to the Sudder Courts, subject to all the rules in force in the said subordinate Courts respectively applicable to Pleaders therein, so far as such rules relate to the language in which the Court is to be addressed or to any other matter connected with pleading therein.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

Draft Act.

Fort William, Home Department, Legislative.
The 2nd December 1853.

THE following Draft of a proposed Act was read in Council for the first time on the 2nd December 1853.

ACT NO —— OF 1853.

An Act to amend Act No. XXI. *of* 1835, *and to authorize the issue of half pice.*

WHEREAS it has been deemed expedient with reference to the convenience of the public that Copper Coins to be called half pice should be issued, It is enacted as follows :

I. So much of Section I. Act No. XXI. of 1835, as enacts that only the Copper Coins therein mentioned shall be issued from any mint in the Presidency of Bengal, is repealed.

II. After the passing of this Act Copper Coins to be called half pice may be issued from any of the mints in the territories under the Government of the East India Company.

III. A half pice shall weigh fifty grains troy and shall be a legal tender in any part of the said territories for the part of the Company's rupee, but shall not be a legal tender except for fractions of a rupee.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 2nd day of March 1854.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Notifications, Appointments, &c.

No. 848.

Fort William, Home Department,
The 8th December 1853.

Notifications.—Messrs. H. E. Cockerell, C. W. Sunliffe, and H. R. Clarke, of the Civil Service, having been reported qualified for the Public Service, the Most Noble the Governor General in Council is pleased to attach the two former gentlemen to the North-Western Provinces and the Punjaub, and the latter to the Bengal Division of the Presidency of Fort William.

No. 862.

The Most Noble the Governor General in Council is pleased to permit Mr. R. H. Mytton to resign the East India Company's Civil Service, from the 27th September last.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

No. 5196.

Fort William, Foreign Department,
The 8th December 1853.

Notifications.—Captain H. J. Brockman, 20th Regiment Madras Native Infantry, and 4th Assistant to the Commissioner of Mysore, has obtained 30 days' leave of absence to visit Madras, under Section XI. of the Amended Absentee Regulations, with effect from the 21st instant.

No. 5197.

Captain J. Hall, 2nd in Command of the Joudpore Legion, has obtained leave of absence on urgent private affairs for four months, from the 1st January to the 30th April 1854, to visit Bombay.

No. 5198.

The leave of absence granted by the Chief Commissioner of the Punjab to Mr. L. Bowring, Deputy Commissioner of Umballa, under Sections XI. and XII. of the Amended Rules, for three months, from the 12th proximo, or from the date on which he may vacate his appointment, preparatory to proceeding on furlough to Europe, is confirmed.

No. 5199.

Mr. C. G. Mansel, Resident at Nagpore, has obtained leave of absence for 12 months from 1st January next or from such date as he may avail himself of it, to visit Egypt and Syria, on Medical certificate.

No. 5200.

The Most Noble the Governor General in Council is pleased to make the following appointment :—

Major G. Ramsay, Resident at Nipal, to officiate as Resident at Nagpore during the absence on leave of Mr. Mansel.

Lieutenant-Colonel Sir R. Shakespear, Political Agent at Joudpore, to officiate as Resident at Nipal, *vice* Major Ramsay.

Lieutenant W. H. Crichton, 38th Madras Native Infantry, to officiate as Assistant Resident at Nagpore, from the date of Mr. Mansel availing himself of the leave granted him in orders of this date, until Major Ramsay joins his appointment at Nagpore.

J. W. DALRYMPLE,
Offg. Under-Secy. to the Govt. of Ind.

Orders by the Most Noble the Governor of Bengal

No. 2183.

Appointments.—The 25th November 1853.—Mr. W. Cradd to be Civil Assistant Surgeon at Rajshahye.

Mr. A. J. Sheridan to be Medical Officer of Beerbhoom.

Mr. C. Pears to be Medical Officer of Serampore.

Moulvy Gholam Yuhaia, Law Officer of Tipperah, has been vested with the full powers of a Magistrate in that District.

Mahomed Wully, Sudder Moonsiff of Tipperah, to be a Deputy Magistrate in that District, and to exercise the powers of an Assistant Magistrate described in Regulations XIII. of 1797 and IX. of 1807.

Mr. H. Davis to officiate as Deputy Magistrate of Sherghotty, and to exercise the full powers of a Magistrate in the Districts of Behar and Hazareebaugh.

The 30th November 1853.—Baboo Omesh Chunder Mitter to be Sub-Assistant Surgeon of Dacca, and to have charge of the Dispensary at that station.

Baboo Doorgadoss Kurr to be Sub-Assistant Surgeon of Burrisaul, and to have charge of the Dispensary at that Station.

The 2nd December 1853.—Mr. B. J. Colvin to officiate as a Judge of the Sudder Court, with the powers of a Special Commissioner under Regulation III. of 1828.

Messrs. J. B. Allen and E. T. Poe to be Members of the Ferry Fund Committee of Shahabad.

Baboo Nundiputt Mehtow to be a Member of the Municipal Committee of Tirhoot.

The 3rd December 1853.—Mr. F. B. Simson to officiate as Joint Magistrate and Deputy Collector of Noacolly.

The 5th December 1853.—Mr. T. C. Loch to be Inspector of Jails in the Lower Provinces.

Mr. R. N. Shore to be Railway Commissoner; Mr. Shore is vested with the powers described in Clause 2, Section III. Regulation I. of 1824, and in the 2nd and the following Sections of Act XLIII. of 1850.

The 7th December 1853.—The Hon'ble R. J. Halliday to be a Member of the Council of Education.

The 8th December 1853.—The following gentlemen to be Members of the Local Committee of Public Instruction at Balasore:—

Mr. E. E. Woodcock.
Mr. A. Bond.
Baboo Puddolochun Mundul.
Rai Kisshen Kaunth Mitter.

Mr. E. E. Woodcock to be Register of Deeds of Balasore.

Leave of Absence.—The 25th November 1853.—Mr. F. Hogg, Deputy Magistrate of Shergotty, for thirteen months, to proceed to Australia.

The 5th December 1853.—Mr. J. Pontet, Deputy Collector under Regulation IX. of 1833 in Bhaugulpore, for ten days, in extension of the leave granted to him on the 19th of August last.

Captain J. Butler, Principal Assistant to the Commissioner of Assam, for one month, in extension of the leave granted to him on the 9th of September last.

The 6th December 1853.—Mr. H. S. Porter, Deputy Magistrate of Dukhin Shahazpore, for two months, under Medical certificates, making over charge of his office to the Officiating Joint Magistrate of Noacolly.

Baboo Opender Chunder Nyarutten, Principal Sudder Ameen of Jessore, for five days, in extension of the Dusserah and Mohurrum vacations.

The 7th December 1853.—Mr. R. H. Alexander, Assistant to the Magistrate and Collector of Mynensing, for one month, under Section XII. of the Amended Absentee Rules.

The 8th December 1853.—The Reverend W. Sturrock, Chaplain of Patna, has been permitted to proceed to England on furlough; Mr. Sturrock has also been allowed preparatory leave from the date of his leaving his Station to that of the sailing of the vessel in which he may embark.

Mr. G. C. Chapman, Deputy Magistrate in charge of the Sub-Division of Doorbur, for one month, on Medical certificate, in extension of the leave granted to him on the 22nd August last.

Dr. H. F. Williams, Civil Assistant Surgeon of Chittagong, for one month, in extension of the leave granted to him on the 9th September last.

Mr. W. M. Beaufort, Magistrate of Backergunge, for one month, under Section XI. of the Amended Absentee Rules, making over charge of his office to Mr. E. F. Harrison, who will officiate as Magistrate until further orders.

Notification.—The 23rd November 1853.—The following extract from a Dispatch from the Hon'ble the Court of Directors, No. 33, dated the 27th of July last, is published for general information:—

"We direct that measures be taken for making it generally known in all Departments that Government Officers should both abstain from any dealings in the way of trade with Subordinates in the Department of Public Works, and also bring to the notice of the Officers of the Department the case of any individuals who may transgress the Rule which prohibits all Government Servants from engaging in trade."

The 2nd December 1853.—Messieurs R. H. Clifford and R. Hardinge, appointed by the Hon'ble the Court of Directors Members of the Civil Service on the Bengal Establishment, reported their arrival at the Presidency on the 1st instant, on board the Steam-ship *Bentinck*.

By Order of the Most Noble the Governor of Bengal,

CECIL BEADON,
Secy. to the Govt. of Bengal.

Orders by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 4458 of 1853.

Judicial Department,

Camp Burmel, the 29th November 1853.

Leave of Absence.—Mr. Rowland Money, Officiating Civil and Sessions Judge of Mooradabad, for one month, on private affairs, under Section XI. of the Amended Absentee Rules, from the date on which he may avail himself of the leave.

The Principal Sudder Ameen will conduct the current duties of the Judge's Office during Mr. Money's absence.

No. 4459 of 1853.

Judicial and Revenue Department.

Appointment.—Bisheshur Dyal, Tehseeldar of Shahgunge, in Zillah Mirzapore, to be a Deputy Magistrate under Act XV. of 1843, with the powers of a Covenanted Assistant as described in Section XX. Regulation IX. of 1807.

By order of the Hon'ble the Lieut.-Governor North-Western Provinces.

W. MUIR,
Secy. to Govt., N. W.

No. 4433 of 1853.

Judicial Department,

Agra, the 2nd December 1853.

The leave of absence for eight days granted in orders of the 22nd October last, to Mr. Sullivan James Becher, Officiating Judge of Azimghur, is cancelled.

No. 4435 of 1853.

Karum Ally Khan and Nund Kishore, Tehseeldars and Deputy Magistrates of Barout and Hauper, respectively, in Zillah Meerut, are invested with the special powers described in Clause 3, Section II. Regulation III. of 1821.

No. 4437 of 1853.

Judicial and Revenue Department.

The unexpired portion of the leave of absence granted, in orders of the 12th October last, to Mr. Roderick Mackenzie Edwar , Officiating Joint Magistrate and Deputy Collector of Seharunpoor, is cancelled from the 13th ultimo, the date on which he resumed his duties.

No. 4439 of 1853.

The leave of absence for fifteen days granted, in orders of the 7th ultimo, to William Henry Lowe, Assistant to the Magistrate and Collector of Seharunpoor, is cancelled.

No. 4456 of 1853.

Judicial Department.

Leave of Absence.—Abdoor Rehman Khan, Principal Sudder Ameen of Allahabad, from the 4th to the 30th November 1853.

By order of the Hon'ble the Lieut-Governor, North-Western Provinces,

JOHN SHERER,
Asst. Secy. to Govt., N. W. P.

General Orders by the Most Noble the Governor General of India in Council.

Fort William, the 7th December 1853.

No. 1018 *of* 1853.—The under-mentioned gentleman is admitted into the Service as an Assistant Surgeon on this Establishment, in conformity with his appointment by the Hon'ble the Court of Directors:—

Medical Department.	*Date of arrival at Fort William.*
Mr. Benjamin Simpson,...	1st December 1853.

No. 1019 *of* 1853.—Major H. P. Burn, of the 1st Regiment Native Infantry, having reported his return to the Presidency, resumed charge of the office of the Town and Fort Major of Fort William on the 1st December 1853.

Fort William, 8th December 1853.

No. 1020 *of* 1853.—The following paras. of a Military letter, No. 123, from the Hon'ble the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 12th October 1853, are published for general information:—

1. We have permitted the under-mentioned officers to return to their duty, *viz.*:—

Colonel T. M. Taylor.
Lieutenant-Colonel Hope Dick.
Major H. A. Olpherts.
" H. Drummond.
" J. C. Cooper.
Captain T. G. Richardson.
" H. P. DeTeissier.
" George Bourchier.
" E. W. S. Scott.
Lieutenant George Holland.
" H. Le P. Trench.
" G. A. H. Lillie.
" C. V. Bowie.
" S. D. Turner.
" R. Chauncy.
" E. Fraser.
" J. J. Eckford.
" W. F. Ogilvie.
" F. D. Urquhart.
Ensign W. A. Battine.
" Chas. Thomas.
Assistant Surgeon W. Crozier.
" W. W. Wells.

2. The under-mentioned Officers have been granted extensions of leave for the periods specified, *viz.*:—

Major A. G. F. G. Younghusband, Captain Geo. N. Greene, ... H. G. C. Plowden, ... Lieutenant R. T. Staunus, ...	}	6 Months.
Lieut. F. L'Estrange, ...		3 ditto.
" C. R. Wriford, ... " C. R. J. Owen, ...	}	6 ditto.
Surgeon E. Mitchell,..... " J. C. Crown, ...	}	

3. Captain H. J. H. Carter, of the Invalid Establishment, has been permitted to retire from the Service.

No. 1021 *of* 1853.—The following paragraphs of a Military letter, No. 128, from the Hon'ble the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 12th October 1853, are published for general information:—

1. We have appointed Mr. Arthur Young, now abroad, an Assistant Surgeon upon your Establishment, subject to the usual conditions.

2. Mr. Young's order of rank will be transmitted in due course.

No. 1022 *of* 1853.—The following paras. of a Military despatch, No. 129, from the Hon'ble the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 19th October 1853, are published for general information:—

Reply to Military letter, dated 3rd August 1853.

Government solicit Court's early attention to the accompanying correspondence on the subject of an increase in the Bengal Medical Department, which is submitted for Court's favorable consideration.

1. "It is clearly shown in these proceedings that the Medical Establishment, as fixed for your Presidency in the year 1848, is inadequate to meet the increased demands for European Medical Officers, consequent chiefly on the annexation of the Punjab and of Pegu.

2. "The establishment of Medical Officers then sanctioned by us was as follows; *viz.*:—

Members of the Medical Board, ...	3
Superintending Surgeons, ...	11
Surgeons, ...	115
Assistant Surgeons, ...	230
	359

3. "The establishment now reported to be absolutely necessary consists of 410 Medical Officers being 51 in addition to the present number.

4. "We approve of this augmentation, but consider that the addition to the respective grades should be made as follows:—

Surgeons (including the Superintendent of Pegu,)	10
Assistant Surgeons, ...	41
	51

"This increase we trust will be found adequate for the permanent duties of the Department. The Establishment will then stand thus :—

Members of the Medical Board, ...	3
Superintending Surgeons, ...	12
Surgeons, ...	124
Assistant Surgeons, ...	271
	410

5. "Immediate measures will be taken by us to complete the Establishment to this number by the reengagements. Meanwhile the promotions to complete the Establishment of Surgeons may be made from the date of your receipt of this despatch."

The Hon'ble Court's despatch was received on the 1st December 1853.

No. 1023 *of* 1853.—The under-mentioned paragraphs of a Military letter, No. 130, from the Hon'ble the Court of Directors to the Governor of the Presidency of Fort William in Bengal, dated 19th October 1853, are published for general information :—

"We have apppointed Mr. Thomas Boldero Boileau, now abroad, a Cadet of Infantry upon your Establishment, subject to the usual conditions, and to his being found qualified agreeably to the prescribed test.

Vide G. G. O. No. 244, dated 19th April, and No. 500, dated 26th September 1851.

"Mr. Boileau's order of rank will be transmitted in due course."

No. 1024 *of* 1853.—The Most Noble the Governor of Fort William is pleased to make the following promotion in the Calcutta Native Militia :—

Havildar Shaick Kurreemmoollah, to be Jemadar, from the 15th November 1853, *vice* Zoolfakar Khan, deceased.

No. 1025 *of* 1853.—The following roll of an Out-Pensioner of the East India Company's Service, permitted to reside in Bengal, has been received from the Hon'ble the Court of Directors' with their Military letter No. 121, of the 12th October 1853.

Regiment.	Name.	Rate per diem.	Date of admission to our pension and where examined prior to being admitted a Pensioner.	Description of Pensioner when discharged.										Present Trade or occupation.	Whether married or single.	Period of service in corps from which discharged.	Cause of discharge.	Present character and habits.	Whether in possession of medals or other distinctions.	Whether enrolled or registered for enrolment on a vacancy occurring or for the reserve, or as unfit.	Place of Birth.	Christian names of Father and Mother.	Residence.	Pension, whether permanent and when to commence.
				Age.	Height.	Hair.	Eyes.	Complexion.	Face.	Figure.	General appearance.	Wounds or distinguishing marks.													
Artillery.	John Richards,	1s.	31 December 1851.	50	5-7	Dark.	Light Hazel.	Fresh.	Oval.	Prop.	Healthy.	Pockpitted.		Laborer.	Single.	24½ years, Bengal Horse Artillery.	Asthma and w. o. out.	Good.	Two medals.	1st class, not enrolled.	White-chapel, Middlesex.	Richard and Jane.	Calcutta.	Pensioned, 1st October 1853.

No. 1026 *of* 1853.—The Regimental Order issued to the 2nd (or Hill) Sikh Local Infantry, dated the 1st November 1853, directing Lieutenant R. K. Gordon, in addition to his duties of Officiating Commandant, to perform the duties of 2nd in Command and Adjutant, *vice* Ensign the Hon'ble E. W. Douglas, permitted to proceed to the Presidency preparatory to applying for leave to Sea on Medical certificate, is confirmed.

No. 1027 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to make the following promotions in the Medical Department, to complete the Establishment authorized in a Military letter, No. 129, of the 19th October 1853, from the Hon'ble the Court of Directors, and published in Government General Order, No. 1025, of the 8th December 1853.

To be Surgeons, from the 1*st December* 1853.

Asst. Surgeon Theocosius Cayley Hutchinson.
" William Shurlock.
" Edward Campbell.
" John Macpherson, M. D.
" Alexander William Crozier.
" Thomas Thomson, M. D.
" Juxon Henry Jones.
" James Henry Butler, F. R. C. S.
" Frederic John Mouat, M.D. & F.R.C.
" Alfred Howorth Cheek.

No. 1028 *of* 1853.—Captain and Brevet Major George Poyntz Ricketts, of the 1st Regiment Light Cavalry, is permitted to retire from the Service of the East India Company, on the pension of a Lieutenant Colonel, from the 30th November 1853.

No. 1029 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to make the following promotions :—

1st Regiment Light Cavalry.

Lieutenant Charles Henry Nicholetts, to be Captain of a Troop, ... } From the 30th of November 1853, in succession to Captain and Brevet-Major George Poyntz Ricketts, retired.

Cornet Frederick Peter Luard, to be Lieutenant, }

No. 1030 *of* 1853.—The Most ... the Governor General of India in Coun... is pleased to make the following promotions :—

Army Commissariat Department.

Lieutenant W. Williamson, 1st Regiment Native Infantry, Deputy Assistant Commissary General of the 2nd Class, to be a Deputy Assistant Commissary General of the 1st Class, from the 18th November 1853, *vice* Brevet Major E. R. Mainwaring, 16th Native Infantry (Grenadiers), who is permitted to resign his appointment in the Department from that date.

Lieutenant T. H. Sibley, 62nd Native Infantry, Sub-Assistant Commissary General, to be a Deputy Assistant Commissary General of the 2nd Class, from the 18th November 1853, *vice* Williamson, promoted.

Captain C. C. Robertson, 11th Native Infantry, Deputy Assistant Commissary General of the 1st Class, to be an Assistant Commissary General of the 2nd Class, *vice* Captain W. W. Davidson, 18th Native Infantry, proceeding to Europe on furlough.

Captain E. I. Simpson, 69th Native Infantry, Deputy Assistant Commissary General of the 2nd Class, to be a Deputy Assistant Commissary General of the 1st Class, *vice* Robertson, promoted.

Lieutenant L. R. Christopher, 71st Native Infantry, Sub-Assistant Commissary General, to be a Deputy Assistant Commissary General of the 2nd Class, *vice* Simpson, promoted.

No. 1031 *of* 1853.—Major George Craven Armstrong, of the 47th Regiment Native Infantry, Commandant of the 4th Sikh Local Infantry, is permitted to retire from the Service of the East India Company, on the pension of a Lieutenant-Colonel, from the 15th December 1853.

No. 1032 *of* 1853.—The services of 2nd Lieutenant A. ...ndell, of Engineers, are placed at the ...sposal of the Foreign Department.

No. 1033 *of* 1853.—The under-mentioned Officers is permitted to proceed from Calcutta to Europe on furlough :—

Captain Alexander Tod, of 42nd Regiment Madras Native Infantry, ... } On Medical certificate.

No. 1034 *of* 1853.—The following Notification from the Foreign Department is re-published in General Orders :—

No. 5138, *dated 2nd December* 1853.—The services of the following Officers are placed temporarily at the disposal of His Excellency the Commander-in-Chief, for Regimental duty :—

Lieutenant G. R. Weston, of the 65th Regiment Native Infantry, Extra-Assistant to the Resident at Lucknow, and Assistant Superintendent for the Suppression of Thuggee and Dacoity, and Superintendent of the Oude Frontier Police.

Captain R. J. Meade, 65th Regiment Native Infantry, Brigade Major and Pay Master, Gwalior Contingent.

Captain F. A. Close, 65th Regiment Native Infantry, Commandant of the 2nd Regiment of Cavalry, Gwalior Contingent.

Captain F. Shirreff, 65th Regiment Native Infantry, Second in Command of the First or Grenadier Regim... of Infantry, Gwalior Contingent.

R. J. H. Birch, *Lieut.-Colonel,*
Offg. Secy. to Govt. of India,
in the Mily. Dept.

Wellington Endowment.

THE COMMITTEE OF THE WELLINGTON ENDOWMENT beg to acknowledge the following Subscriptions for the Endowment of a College in honor of "the greatest Soldier that England ever saw."

The Most Noble the Governor General, paid	Rs.	2,500
His Excellency Sir W. M. Gomm, K. C. B., Commander-in-Chief, E. I.	£	*200
Lieut.-Genl. Lord Fred. FitzClarence, G. C. H., Commander-in-Chief, Bombay	£	*100
Lieut.-Genl. Sir Richard Armstrong, K. C. B., Commander-in-Chief, Madras	£	*100
	Rs.	
H. H. the Rajah of Nagpore, .. paid		10,000
The Survivors of the Troops of the Berar-Nagpore State, who fought in the Deccan Campaign of 1803, against General Wellesley, ..	,,	250
H. H. the Nawab of Rampore, ..	,,	5,000
H. H. the Maharajah Goolab Sing of Cashmere, through P. Melvill, Esq., C. S.,	,,	5,000
H. H. the Rajah of Puttiala, through P. Melvill, Esq., C. S.,	,,	4,000
His Majesty Mohamed Wajid Ali Shah Padshah, (king of Oude,) through Lieutenant-Colonel W. H. Sleeman, Resident of Lucknow, ...	,,	3 00
H. H. the Maharajah of Jodhpoor, through Sir H. M. Lawrence, K. C. B., ...	,,	000
H. H. the Nawab of Tonk, through Sir H. M. Lawrence, K. C. B., ..	,,	000
H. H. the Maharajah of Jyepoore, through Sir H. M. ...wrence, K. C. B., ...	,,	000
H. H. Maharajah Tackoojee Rao Holkar Bahadur, through R. N. C. Hamilton, Esq., C. S., ...	,,	00
H. H. the Nawab Nazim of Bengal, ..	,,	00
H. H. the Maharajah of Gwalior, through G. A. Bushby, Esq., C. S., ..	,,	2 00
H. H. Maharajah Suwaee Ram Singh, of Jyepore, ..	,,	00
The Minister to His Majesty the King of Oude, through Lieut.-Col. W. H. Sleeman, ...	,,	00
H. H. Maha Rana Suroop Singh, Ruler of Meywar, through Lieut.-Col. G. St. P. Lawrence, .. paid,		1,6 11
H. H. the Rajah of Aloowal ..... Through P. Melvill, Esq., C. S.,	paid	1 00
H. H. the Rajah of Nabah, ...	,,	00

* To be paid in England.

H. H. the Rajah of Burdwan,	..	Rs.	1,500
H. H. Nirput Sing, Rajah of Punnah, through G. A. Bushby, Esq., C. S.,	..	,,	1,500
H. H. the Rajah of Jheend,	Through P. Melvill, Esq., C. S.,	,,	1,100
The Chief of Malair, Kotla,	Through P. Melvill, Esq., C. S.,	,,	1,100
Delawur Allie Khan of Malair Kotla,	Through P. Melvill, Esq., C. S.,	,,	1,000
H. H. the Rajah of Chirkary, through G. A. Bushby, Esq., C. S.,	...	,,	1,000
H. H. Maharajah Bennick Rao, of Terhowa, ditto,	..	,,	1,000
H. H. Maharajah Gungadhur Rao, Rajah of Jhansi, ditto,		,,	1,000
H. H. Bhaun Pertab, Rajah of Bej ur, ditto,	..	,,	1,000
H. H. Pertab Sing, Rajah of Chutterpore, ditto,	..	,,	910
H. H. the Maharajah of Kotah, through Sir H. M. Lawrence, K. C. B.,	..	,,	1,000
H. H. the Byza Bai, through R. N. C. Hamilton, Esq., C. S.,	..	,,	1,000
H. H. the Rajah of Furreedkote, through P. Melvill, Esq., C. S.,	..	,,	1,000
H. H. the Rao Rajah of Ulwur, through Sir H. M. Lawrence, K. C. B.,	...	,,	1,000
Lieut.-Colonel Sir H. M. Lawrence, K. C. B., Agent to the Governor Genl. for the States of Rajpootana,	..	,,	1,000
Rajah Pertab Chand Singh,	.....		1,000

Amount already advertised, ...	Rs.	1,36,819-7-11
Amount remitted to England, ...	£	12,872-19-9
Amount outstanding, ...	Rs.	14,963-8-0

Amount subscribed by Officers and Regiments of H. M.'s Service payable in England, Rs. 30,412-4-3.

Charles Raikes, Esq. Commr. of Lahore,	Through P. Melvill, Esq., Secretary to the Chief Commissioner of the Punjab	paid	100
Major Darvall, 57th Regt. N. I.		,,	32
Captain Salmon,	Ditto.	,,	16
Lieut. Forsyth,	Ditto.	,,	10
,, Ramsay,	Ditto.	,,	10
,, Nation,	Ditto.	,,	10
,, Smith,	Ditto.	,,	10
,, Hay,	Ditto.	,,	10
,, Shaw,	Ditto.	,,	10
Ensign Hall,	Ditto.	,,	10
,, Jenkins,	Ditto.	,,	10
,, Bond,	Ditto.	,,	8
,, Walcott,	Ditto.	,,	20
Lieut. G. Snell, 64th Regt. I.		,,	16
Major C. Grissel, Comdg. 61th Regt. I.,		,,	50
Lieut. E. N. T. R. O'Conor,	Ditto.	,,	10
,, C. B. Basden,	Ditto.	,,	8
Lieut. T. G. Stainforth,	Ditto.	,,	20
,, H. S. Obbard,	Ditto.	,,	20
,, T. A. Corbtt,	Ditto.	,,	8

The Bank of Bengal, the Oriental Bank, and the [illegible] and United Service Bank, with its branches at [illegible], Lahore, Madras and Bombay, will receive Subscriptions, or they can be transmitted direct to the Secretary in Calcutta.

Subscriptions from the Mofussil are to be sent free of charge by Officers in charge of Local Treasuries. Subscribers are requested to send in their proposed Donations at their *earliest convenience*, as the Committee have been directed to remit the amount subscribed to England as soon as possible.

By order of the Wellington Endowment Committee,

FREDERIC J. MOUAT,
Secretary.

Ecclesiastical.

CONFIRMATION.

NOTICE is hereby given, that the Confirmation for Candidates in and around Calcutta will be held, (God willing,) on Wednesday, January 11th, at 10 A. M., at the Cathedral, instead of Thursday, January 26th, as notified in the *Gazette* of December 7th instant.

It is the Bishop's intention, also, to hold Confirmation in the middle and latter part of January, and during the month of February, at Krishnaghur, Chinsurah, Burdwan, Benares, Ghazeepore and Buxar, Dinapore and Patna, Monghyr, Bhaugulpore, Rampore Bhauleah and Berhampore.

The Reverend Chaplains and Ministers of these several Stations will have the goodness to prepare the young persons in their Stations.

By order of the Lord Bishop. Dated at Calcutta this 9th day of December 1853.

W. H. ABBOTT,
Registrar and Secretary.

Notification.

UNCERTAINTY having been felt in cases in which two numbers are attached to Promissory Notes of the Loan of 1841-42, as to which of the two numbers is to be taken as the original number of the paper, notice is hereby given for general information, that the latter number is to be taken as the original number of the Note, the first number being only indicative of the number of the Note in the component or subsidiary register of the Loan.—As for instance,—

No. 5001 of 20000.

No. 20000 is the original number of this Note on the general register; the first number, 5001, that of the component register.

C. HUGH LUSHINGTON,
Officiating Deputy Accts. General to the Govt. of India.

FORT WILLIAM,
Loan Office,
The 3rd December 1853.

Notification.

IT was intimated in the Government Notification No. 33, of the 28th ultimo, "that no claim under the Notifications, dated 23rd of April and 6th of June last, by Proprietors of the Five per cent. Sicca Loans, to transfer the amount of their notes into the Four per cent. Loan of 1842-43, will be recognized after the 28th of November" current.

It is now notified for general information, that the above intimation will not prevent the transfer to the *new Three-and-a-half* per cent. Loan, of any of the notes of the Five per cent. Loans of 1825-26 and 1829-30, still outstanding; and that all public Officers authorized to receive subscriptions into the Three-and-a-half per cent. Loan, are at liberty, under the 2nd paragraph of the Go

vernment Notification, No. 35, of the 28th ultimo, to receive such notes when offered as a subscription to the said *Three-and-a-half* per cent. Loan, as "authorized public demands," receivable as "cash at par."

When notes are thus offered for transfer receipts for the amount of the Principal and Interest to be transferred will be entered on the backs of the notes in the usual Form, and the notes will be forwarded to the Office of the Deputy Accountant General at Fort William, at the same time with the Loan Acknowledgments.

Care must always be taken that the total sum (by transfer and cash payment) included in each Loan Acknowledgment, amounts to a sum in even hundreds, of not less than 500 Company's Rupees.

C. HUGH LUSHINGTON,
Officiating Deputy Accnt. General to the Govt. of India.

FORT WILLIAM,
Loan Office,
The 30th November 1853.

Notification.

BILLS at par on the Public Treasuries of the under-mentioned Districts may be had on application to the Accountant to the Government of Bengal :—

DISTRICTS.	*Amount available on this date.*	
Bograh,	50,000	
Burdwan,	1,53,000	
Chittagong,	60,000	
Dacca,	45,000	
Dinagepore,	42,000	at 4 annas premium.
Maldah,	20,000	
Pubna,	9,000	
Rungpore,	77,000	
Sylhet,	48,200	
Tipperah,	1,00,000	

C. HUGH LUSHINGTON,
Offg. Accountant to the Govt. of Bengal.

Accountant's Office,
The 9th Dec. 1853.

Opium Notification.

WITH reference to the advertisement issued from this Office under date 18th November 1852, it is hereby notified that 20* chests of Behar and Benares Opium of the Sale held on the 21st November 1853, which were reserved for the French Government, and have not been cleared, will be resold on account of Government, at the Exchange Hall, on Thursday the 29th December 1853, immediately after the conclusion of the sale of 3,273 Chests advertised for that day.

	Chests.
* Behar,	15
Benares,	5
Chests,	20

The conditions of resale will be the same as those of the sale of the 3,273 Chests referred to.

By order of the Board of Revenue,
A. R. YOUNG,
Offg. Junior Secretary.

Fort William, the 6th December 1853.

Opium Notification.

Fort William, the 6th December 1853.

NOTICE is hereby given, that on Monday the 9th January 1854, at the hour of 11 o'clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for exportation by Sea, the undermentioned quantity of Opium, the Provision of 1852-53, subject to the following conditions, viz. :—

Produce of Behar Agency, Chests,	2,855
Ditto of Benares ditto, ... "	1,170
Total, Chests, ...	4,025

Conditions of Sale.

1. The Opium will be sold for exportation by Sea only, and no Certificate will be granted except to cover such Export.

2. The Opium will be ordinarily offered for Sale at an upset price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which provision is made by Clause 12 of the Conditions of Sale.

3. The Sale shall commence at the hour of 11 A. M. and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertized for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a public Holiday) at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of, or if the quantity of 4,025 Chests shall not be sold on the day advertized, the Board may dispose of the lots which remain in hand at a future Sale.

4. Each lot to contain five Chests.

5. A deposit in a Promissory Note, either for 25 per Cent. even money of the amount for which each lot is knocked down or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be given by the purchaser in the Sale-room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'clock of the afternoon of Saturday 14th January, or if the other hand, failing such redemption by the time aforesaid, then the lot or lots for which no Sub-Treasurer's Receipts or deposit of other Public Securities as aforesaid shall have been delivered in, shall be resold at such time or times and under such conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6. The Promissory Notes taken on the day of Sale under the last-mentioned condition if remaining unredeemed on the said 14th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7. No tender of Money, Sub-Treasurer's Receipts or Public Securities on account of Opium upon which the prescribed deposit may not have been made before 4 o'clock of the 14th January, will be afterwards accepted.

8. The Opium now advertized for Sale shall be paid for within 15 clear days from the day of Sale, that is to say, no Treasury Receipt will be accepted in payment after 4 P. M. of Tuesday the 24th January 1854, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent. even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or Chests, shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less than the number of lots or chests originally required to be included in each Certificate or order.

10. No Sub-Treasurer's Receipts or deposit of Public Securities under the 5th of the present conditions will be received in this Office except from the party recorded as the purchaser in the Sale Book or his authorized agent. The receipt for deposit of Public Securities will be granted only in the name of such purchaser, and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

11. The Officer superintending the Sale on the part of the Board of Revenue is empowered to reject at his discretion the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's receipts, or other Government Securities, equal to 25 per Cent. even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified that the Officer of Government superintending the Sale shall be competent, at any time during the Sale, to withdraw any unsold lot and immediately to put it up again for Sale at a maximum upset price, diminishing the same gradually until a bid is obtained, and the first *bonâ fide* bidder for a lot after it has been offered for Sale in the mode here described shall be held and declared to be the purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of any of the subsequent lots as he may think proper, provided always that no lot shall be sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased the purchaser shall deposit for each lot 25 per Cent. even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or the adjustment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal, and all and every Plea and Pleas to the jurisdiction of the said Supreme Court shall be waived.

15. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that date by application at the Office of the Junior Secretary to the Board of Revenue.

No. 1. Certificate of the Opium now advertized for Sale.

No. 2. Report of the examination of such Opium.

16. The public are hereby informed, that in providing the Assortment of the Behar and Benares Opium for the year 1853-53, the same precautions have been taken as those which have been observed during past years, to have the drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the cakes, and to have the due proportion of Opium put into each cake. An account of the weight of the drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further that four Chests of Behar and Benares Opium which have been reserved from the provision of the two preceding years, will be also shown to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the drug has kept.

17. Any further information respecting weight or quality of the Opium advertized for Sale, that may be desired by parties connected with the trade, will as heretofore be furnished to them on application at the Office of the Board of Revenue, but in accordance with established usage, under no circumstances will the Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight, abstraction of Opium, or adulteration of the drug which may be preferred in reference to Chests after the Sale and delivery of the Opium for shipment.

18. The public are hereby informed that in addition to the quantity above-mentioned, the following quantities more or less of Behar and Benares Opium of 1852-53 will be brought to Sale in the year 1854, on or about the dates specified below. The Board, however, reserve to themselves the right of altering these dates should circumstances render it expedient to do so.

	Behar, about Chests.	Benares, about Chests.	Total, about Chests.
On or about Wednesday, 8th February 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th March 1854, ...	2,855	1,170	4,025
On or about Monday, 10th April 1854, ...	2,855	1,170	4,025
On or about Monday, 8th May 1854, ...	2,855	1,170	4,025
On or about Thursday, 8th June 1854, ...	2,855	1,170	4
On or about Friday, 7th July 1854, ...	2,855	1,170	4,025
On or about Wednesday, 9th August 1854, ...	2,855	1,170	4,025
On or about Friday, 8th September, 1854, ...	2,855	1,170	4,025
On or about Monday, 9th October 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th November 1854, ...	2,855	1,170	4,025
On or about Friday, 8th December 1854, ...	2,869	1,176	4,045
Total, ...	31,419	12,870	44,295

10. It is hereby further notified, that under the 6th Article of the convention between Great Britain and France dated the 7th March 1815, quoted below, the Agents in India of the French Government or persons duly appointed by them, are entitled to demand that out of the quantities of Behar and Benares Opium declared as above for Sale at the twelve Sales in the months of January, February, March, April, May, June, July, August, September, October, November and December 1854, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong a quantity not exceeding in the aggregate 300 Chests. The Agents of the French Government must make a requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government shall not make the requisition for Opium within the time above-mentioned, the entire quantity of about 48,320 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertized for Sale at each or any of the twelve Sales above-mentioned, but shall not pay for it within the prescribed period of payment, the Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6. "With regard to the trade in Opium, "it is agreed between the high "contracting parties that at each "of the periodical Sales of that "article there shall be reserved "for the French Government, and delivered upon re- "quisition duly made by the Agents of His Most "Christian Majesty, or by the persons duly appointed "by them, the number of Chests so applied for, pro- "vided that such supply shall not exceed Three Hun- "dred Chests in each year, and the price for the same "shall be determined by the average rate at which "Opium shall have been sold at every such periodical "Sale, it being understood that if the quantity of "Opium applied for at any one time shall not be "taken on account of the French Government by the "Agents of His Most Christian Majesty within "the usual period of delivery, the quantity so applied "for shall nevertheless be considered as so much in "reduction of the Three Hundred Chests herein- "before-mentioned. The requisitions for Opium, "as aforesaid, are to be addressed to the Governor "General at Calcutta within thirty days after no- "tice of the intended Sales shall have been publish- "ed in the *Government Gazette*."

Article of the Convention above referred to.

By order of the Board of Revenue,

A. R. YOUNG,
Offg. Junior Secretary.

Fort William,
The 6th December 1853.

Notice.

THE General Treasury will be closed on Friday the 16th instant, on account of the Hindoo holiday, Chundro Grohon.

J. I. HARVEY,
Sub-Treasurer.

General Treasury, the 8th December 1853.

Notice.

IN consequence of the approaching Christmas and New Year's Days falling on Sundays, the General Treasury will be closed on Monday the 26th instant and on Monday the 2nd proximo.

J. I. HARVEY,
Sub-Treasurer.

General Treasury, the 9th December 1853.

General Post Office Notifications.

Export Overland Mail vid Southampton and Marseilles, per P. and O. Co.'s Steamer "Bentinck," direct from Calcutta.

NOTICE is hereby given, for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden Penang, Singapore and Hong-Kong,) intended for transmission by the Peninsular and Oriental Company's Steam-vessel *Bentinck*, will be closed at this Office on Saturday, the 17th instant.

E. BOTELLHO,
Supdt. in charge.

Fort William.
General Post Office,
The 6th December 1853.

Packets for the reception of Letters by the following Ships are open at this Office.

Names of Vessels.	Agents	Intended Departure.	For what Port.	Touching at	Remarks.
Wellesley, ... Screw Steamer *Queen of the South*, ..	Gilmore, McKillican and Co., ... John Thornton, Esq.,	13th Dec. 1853 15th do.	London. England, ...	Madras, Ceylon, Mauritius, Cape of Good Hope, St. Helena and Ascension. Cape.	
Berbice, ... Steamer *Bentinck*, ..	J. M. Dove and Co., P. & O. S.N. Company.	17th do. 18th do.	London, ... Suez, ...	Madras, Ceylon and Cape.	
Camperdown, ... *Swartkoppen*, ...	Allan, Duffill and Co., Smith, Paris and Co.	In a day or two,... Ditto, ...	London, ... Hudson's Bay and Melbourne, ...		

E. BOTELLHO,
Supdt. in Charge.

Monthly Account of Salt in Store in the several Agencies and the Sulkea Golahs up to 30th November 1853, together with 4 per Cent. Reserve for Golah Wastage.

AGENCIES.	1254 or 1847-48 and previous years.	1255 or 1848-49.	1256 or 1849-50.	1257 or 1850-51.	1258 or 1851-52.	1259 or 1852-53.	Total Quantity in Store.
Hidgellee.	Mds. S. C.	Mds. S. C.	Mds. S. C.	Mds.	Mds. S. C.	Mds. S. C.	Mds. S. C.
Pungah Salt, Ghaut Russoolpore,	0 0 0	0 0 0	0 0 0	0 0 0	225832 0 0	275717 0 0	501549 0 0
Ditto do. Kissengur,	0 0 0	0 0 0	0 0 0	0 0 0	171 0 0	10360 0 0	10531 0 0
Ditto do. Rammugur,	0 0 0	0 0 0	0 0 0	5090 25 0	575 15 0	121125 0 0	126791 0 0
Gotcha Salt,	2375 20 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	2375 20 0
Total,	2375 20 0	0 0 0	0 0 0	5090 25 0	226578 15 0	407202 0 0	641246 20 0
Tumlook.							
Pungah, Ghaut Narainpore,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	9392 18 12	9392 18 12
Total,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	9392 18 12	9392 18 12
Chittagong.							
Pungah, Narainpore,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0
Ghaut Domedly,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0
Ditto, Arracan ditto,	0 0 0	0 0 0	271381 0 4	2341 4 0	0 0 0	55 20 5	273777 24 9
Ditto, Sudder Ghaut Agency,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	230987 31 8
Ditto ditto, Arracan,	230987 31 8½	0 0 0					
Total,	230987 31 8½	0 0 0	271381 0 4	2341 4 0	0 0 0	55 20 5	504765 16
Sulkea.							
Pungah Attack,	613264 5 0	6946 25 0	2865 0 0	7714 0 0	0 0 0	0 0 0	630789 30
Do. Balasore,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	136 0 0	136 0
Do. Khidderpore,	0 0 0	0 0 0	0 0 0	814 30 0	305 30 0	0 0 0	1120 20
Do. Chittagong,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0
Do. Hidgellee, Kalligunge,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0
Do. do. Rammugur,	0 0 0	0 0 0	0 0 0	29 0 0	0 0 0	0 0 0	29 0
Do. do. Russoolpore,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0
Do. 24-Pergunnahs, Narainpore,	0 0 0	379272 0 0	0 0 0	0 0 0	0 0 0	0 0 0	379272 11
Do. do. Diamond Harbour,	122385 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	122385
Do. do. Rammugur,	0 0 0	49172 20 0	0 0 0	0 0 0	0 0 0	0 0 0	49172 2
Total,	735649 5 0	435391 20 0	2865 0 0	8557 30 0	305 30 0	136 0 0	1182
Arracan.							
Pungah, Ghaut Kyouk Phyoo	0 0 0	1069 8 0	0 0 0	33270 20 0	66729 20 0	0 0 0	101069
Total,	0 0 0	1069 8 0	0 0 0	33270 20 0	66729 20 0	0 0 0	101069
Grand Total,	969012 16 8½	436460 28 0	274246 0 4	49250 30 0	2 1 2 0	416785 39 1	2439378

BOARD OF REVENUE,
the 3rd December 1853.

A. R. YOUNG, *Offg. Junior Secretary.*

NOTICE is hereby given, that the Election of the Elective Commissioners, (two in number) for the Improvement of the Town of Calcutta, for the year 1854, under the Provisional Act No. X. of 1852, will be holden at the Town Hall, on Monday the 12th day of December next, at the hour of 8 o'Clock in the forenoon, instead of Friday the 16th idem as heretofore advertised.

The attention of Candidates for the Office is called to the XIV. and XV. Sections of the Act.

C. BLAIRS,
Sheriff.

Calcutta Sheriff's Office,
25th November 1853.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Henry George Hailes, of Intally, in the Twenty-four Pergunnahs, an Assistant in the General Treasury, an Insolvent.

On Saturday, the 3rd day of December instant, it was ordered that the hearing in this matter stand adjourned until Saturday, the 4th day of February next, and that the order made in this matter for the *ad interim* protection of the said Insolvent from arrest be, and the same is hereby recalled and revoked. And that the said Insolvent do then personally attend at the hour of 11 o'Clock in the forenoon, to be examined by the said Court.

Gillanders, *Attorney.*

In the matter of William Henry Grant, of Bow Bazar, in the Town of Calcutta, a Clerk in the Calcutta Police Office, an Insolvent.

On Saturday, the 3rd day of December instant, it was ordered that the hearing in this matter stand adjourned until Friday, the 6th day of January next, with liberty to the said Insolvent to amend his Schedule by inserting therein certain names of his creditors and debtors, and also by striking out therefrom certain names of his creditors. And that the said Insolvent do then personally attend at the hour of 11 o'Clock in the forenoon, to be examined by the said Court.

Spiller, *Attorney.*

In the matter of George May, of the firm of Saunders, May, Fordyce and Company, an Insolvent.

On Saturday, the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 1st day of June 1852, until the 30th day of November last, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered that Friday, the 6th day of January next, be appointed for the further hearing in this matter for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who* "*may intend to establish or oppose any claim upon the* "*Estate of the said Insolvent, may attend and be heard,* "*having given notice to the Chief Clerk three clear* "*days before the day of hearing.*"

In the matter of Ramnarain Naug, late a Zemindar, an Insolvent.

On Saturday, the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 1st day of May 1850, until the 1st day of December instant, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered that Friday, the 6th day of January next, be appointed for the further hearing in this matter, for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who* "*may intend to establish or oppose any claim upon the* "*Estate of the said Insolvent, may attend and be heard,* "*having given notice to the Chief Clerk three clear* "*days before the day of hearing.*"

J. Cochrane, *Official Assignee.*

In the matter of Samatoollah Mullick, of Chattawallah Gully, in the Town of Calcutta, Tallow Chandler and Tallow Merchant, an Insolvent.

On Saturday, the 3rd day of December instant, it was ordered that the hearing in this matter stand adjourned until Friday, the 6th day of January next, and that the order made in this matter for the *ad interim* protection of the said Insolvent from arrest, be and the same is hereby recalled and revoked, and that the said Insolvent do then personally attend at the hour of 11 o'Clock in the forenoon to be examined by the said Court.

Grant and Rogers, *Attornies.*

Chief Clerk's Office, 8th December 1853.

Bengal Bonded Warehouse Association.

THE Half-yearly General Meeting of the 28th November was adjourned to the 28th instant, at noon, for the consideration of the proposed Bye-laws.

T. M. ROBINSON,
Secretary.

Dec. 9th, 1853.

Bengal Bonded Warehouse Association.

AN Extraordinary General Meeting of the Proprietors will be held on Friday the 30th January, at noon, for the approval of the proposed changes in the Act of Incorporation of the Association, as set forth in Draft Act of November 18th, 1853, for confirmation of the Resolution No. 5 of the Half-yearly General Meeting of the 28th November, and of the proposed Bye-laws.

T. M. ROBINSON,
Secretary.

Dec. 24, 1853.

Notices.

LOST,—A Note of the Bank of Bengal, during two different numbers joined together, viz. Nos. 25147 and 28900, for Co.'s Rs. 25, payment of which has been stopped at the Bank.

STOLEN,—From the Dwelling-house of Baboo Bhobun Chunder Mozoomdar, a Government Promissory Note, No. 23567, dated 1st February 1843, for Co.'s Rs. 500.

LOST,—An *acknowledgment* granted to the undersigned Owner of the Note from the General Treasury for a 4 per cent. Company's paper, No. 4148, of 21st October, 1853, for Rs. 600. Any one having found it, on restoring it to me at 47, Clive Street, shall be rewarded.

ESSEN CHUNDER CHATTERJEE.

CALCUTTA:—Printed and Published by THOMAS JONES,
No. 64 Council House Street,—for the Government.

Numb. 100. [1633]

The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 P. M. of the above-mentioned days.

WEDNESDAY, DECEMBER 14, 1853.

Legislative Enactments.

Passed Act.

Fort. William, Home Department, Legislative.
The 2nd December 1853.

THE following Act passed by the Governor General of India in Council on the 2nd December 1853 is hereby promulgated for general information:

ACT No. XVIII OF 1853.

An Act for Regulating the Sale of Spirituous Liquors, &c. in Cantonments.

Whereas it is expedient to regulate the sale of spirituous liquors, wine and intoxicating drugs within Military Cantonments, It is enacted as follows:

I. If within any Military Cantonment or within any limits around the same to which the Provisions of this Act shall be extended by an order of Government to be publicly notified any person not amenable to Articles of War or any Sutler or Camp follower shall knowingly barter, sell, or supply, or offer, or attempt to barter, sell, or supply, any spirituous liquor, wine or intoxicating drug, to, or for the use of any European Soldier, or to, or for the use of any European or Eurasian being a Camp follower or a Soldiers' wife without a written license from the Officer Commanding at the Station, or from some person having sufficient authority from the Commanding Officer to grant such license, the person so bartering, selling, or supplying or offering or attempting to barter, sell, or supply such spirituous liquor, wine, or intoxicating drug as aforesaid, shall be liable, on conviction before a Magistrate, to a fine not exceeding Fifty Rupees, or, in the discretion of the Magistrate, to imprisonment, with or without hard labour, for any period not exceeding one calendar month.

II. If any person convicted of an offence under Section I of this Act, shall be convicted under that Section of an offence subsequently committed, he shall be liable, to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any period not exceeding three calendar months; and in such case any spirituous liquor, wine, or intoxicating drug, within such Cantonment, or limits, which at the time of the commission of such subsequent offence shall belong to, or be in the possession of such person, shall, without further proof, be deemed to be in the possession of such person for the purpose of being supplied to European Soldiers contrary to the provisions of this Act, and shall be liable to be seized and confiscated.

III. If any Camp follower or Military pensioner or the wife or widow of any Soldier Camp follower or Military pensioner shall within such Cantonment or limits remove, convey, or have in his or her possession any quantity of spirituous liquor, or wine exceeding one seer or quart, without a permit, to be signed by the Officer in Command, or such other Officer as may be appointed by him to grant permits under this Act; every such person shall be liable upon conviction to a fine not exceeding Fifty Rupees, and for any subsequent offence to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any term not exceeding three calendar months.

IV. Section III. of this Act shall not apply to any liquor brought into a Cantonment for the private use of any Commissioned Officer.

V. If any person, subject to the provisions of this Act, shall be found committing any offence contrary thereto, any Police Officer, authorized under this Act may immediately, without warrant, arrest such person and also seize any spirituous liquor, wine, or intoxicating drug, together with any vessel containing the same and any thing used for the purpose of removing, conveying, or concealing the same, which may be found in his possession, and shall thereupon, without delay, take such person, together with the things so seized, before a Magistrate or other officer having jurisdiction to punish the offender.

VI. Any person, who shall obstruct any Police Officer in making any arrest, or seizure, under this Act, and any Police Officer, who shall not, without unreasonable delay, take the person, or thing so arrested, or seized, before a Magistrate, or other Officer having jurisdiction to punish the offence, shall be liable, on conviction before a Magistrate, to a fine, not exceeding One Hundred Rupees.

VII. Any Police Officer, who, under color of this Act, shall, without probable cause, make any arrest or seizure, without a warrant, shall, on conviction before a Magistrate, be liable, to a fine not exceeding One Hundred Rupees, which fine or any part of it may be ordered by the Magistrate to be paid to the person aggrieved.

VIII. No Police Officer shall be competent to act under the provisions of Section V. of this Act, unless he shall have a general, or special authority so to act granted to him in writing by the Commanding Officer or other Officer empowered by him to grant the same, or by the Officer in the immediate charge of the Police.

IX. In case of a conviction for any offence under this Act, the convicting Magistrate may adjudge at

liquor, wine, or intoxicating drug, in respect of which the party shall be convicted, and any other spirituous liquor, wine, or intoxicating drug, which shall be found in his possession at the time of committing the offence, and any vessel containing the same, together with any thing used for the purpose of conveying, removing, or concealing the same, or any part thereof, to be confiscated; and such Magistrate may order the whole, or any part, or parts of any fine imposed under this Act, to be paid, as soon as the same shall be realized, to the person upon whose information such conviction shall take place, or to the officer who shall have apprehended the offender, or seized any of the goods adjudged to be confiscated.

X. A Magistrate may order any thing seized under the provisions of this Act, in respect of which any person shall be charged with an offence, to be detained until the person in whose possession the same shall have been seized shall be convicted, or acquitted of the offence charged. If the person shall be acquitted, the things so seized shall be restored; if he shall be convicted, such of the things only, if any, as shall not be adjudged by a magistrate to be confiscated, shall be restored; the remainder shall be dealt with as confiscated.

XI. No appeal shall lie from any order or conviction under the provisions of this Act.

XII. European British subjects shall be amenable to the jurisdiction of a Magistrate for any offence against the provisions of this Act.

XIII. Within the Presidency of Bombay the Superintendent of bazars may punish any person for any offence against the provisions of this Act in the same manner and to the same extent as he is now authorized to do in any of the cases mentioned in Clause 3, Section XXVI, Regulation XXII. of 1827 of the Bombay Code.

XIV. This Act shall not apply to the sale, or supply of any article for medicinal purposes, by recognized medical practitioners, chemists, or druggists.

XV. In the construction of this Act the word "Cantonment" shall include a "Fortress, or Garrison" or *Military bazar station*; the word "Soldier" shall include any Non-Commissioned Officer; the word "Magistrate" shall include a Joint Magistrate, or any person lawfully exercising the powers of a Magistrate, or a Justice of the Peace, the words "spirituous liquor" shall include toddy in a state of fermentation, or after it has been fermented. Words in the singular number shall include the plural, and words denoting the masculine gender shall include the feminine.

XVI. This Act shall not come into operation before the first day of January 1854 and shall not take effect within any limits around a Cantonment which shall be specified in any order of Government before the expiration of one month from the date of the notification of such order, and any order for extending the provisions of this Act to any limits around a Cantonment may from time to time be varied, altered or suspended by Government.

GEO. PLOWDEN,
Offg Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative,
The 2nd December 1853.

The following Act passed by the Governor General of India in Council on the 2nd December 1853, is hereby promulgated for general information

ACT No. XIX OF 1853.

An Act to amend the Law of Evidence in the Civil Courts of the East India Company in the Bengal Presidency.

WHEREAS the law of evidence administered by the Civil Courts of the Presidency of Fort William in Bengal, and the rules for the attendance and examination of witnesses and the production of documents in such Courts, require amendment, It is enacted as follows:

I. Sections XXXIII. and LXXIII. Regulation XXIII. 1814, of the Bengal Code, so far as they are inconsistent with the provisions of this Act, Section XI., Regulation XXIV. 1814, of the same Code, except so far as it relates to the signing and issuing of any process of Court to which the signature of the judge may not be specially required, and Section I., Act VI. 1843, so far as it is authorizes the examination of witnesses according to the rules established by Section X. Regulation XXIV. 1814, aforesaid, are hereby repealed.

II. In any regular or summary suit, appeal, or proceeding in any of the Civil Courts of the East India Company, and also in any summary suit, or other proceeding of a civil nature before any Court, Officer, or other person having by law or by consent of parties authority to examine witnesses, any party to such suit, appeal or proceeding, shall be competent and entitled to give evidence as a witness either on his own behalf, or on behalf of any other party to the suit, appeal, or proceeding in the same manner as if he were not a party to the same. Provided that no party to a suit, appeal, or proceeding, who shall offer himself as a witness therein, shall, without the consent of all parties thereto, be examined otherwise than in open court, in such manner as the court may direct having regard to the usages and customs of the country, unless such examination shall be taken under, and subject to the Rules prescribed by Section XXXII. or XXXVIII. of this Act.

III. No person shall, by reason of any interest in the result of any suit or of any interest connected therewith, or by reason of relationship to any of the parties thereto, be incompetent to give evidence in any such suit.

IV. A husband or wife shall be competent to give evidence for or against the other provided that the examination shall take place in open Court in such manner as the Court may direct having regard to the usages and customs of the country, or that it be taken and read under, and subject to the Rules prescribed in Section XXXII. or XXXVIII. of this Act, provided also that any communication made by husband or wife to the other during their marriage shall be deemed a privileged communication, and shall not be disclosed without the consent of the person making the same, unless such communication shall relate to a matter in dispute in a suit pending between such husband and wife.

V. Any party to a suit may be compelled to give evidence as a witness therein and also to produce any document in his possession or power, in the same manner, by the same process, and subject to the same Rules, as if he were not a party to the suit, except so far as is otherwise provided by this Act. Provided that no Court need to compel the attendance of any party to such suit, for the purpose of giving evidence therein if such party shall satisfy the Court that he has no personal knowledge of any material subject of inquiry in the suit, and that he cannot give any material evidence therein. Nothing in this Clause shall exempt any party to a suit from being summoned to produce a document.

VI. After the parties in a suit in which according to the practice of the Court a day is fixed for the hearing, shall have filed their exhibits and lists of witnesses, the Court shall by an order in writing, appoint a day, not less than fifteen days after the date thereof, for the examination of witnesses and the hearing of the suit.

VII. The list of witnesses required to be furnished in any suit shall include the names of all the witnesses, whether parties to the suit or not, whom the party filing the list may intend to call as witnesses or whom he may require to be summoned to give evidence or

produce any document, also a list of the documents which he may require to be produced.

VIII. If any party to a suit shall require the attendance of any other party thereto as a witness to be enforced, he shall by himself or his pleader make a special application to the Court for an order for a summons to compel the attendance of the party, and shall show to the satisfaction of the Court sufficient grounds in support of such application, otherwise a summons shall not be issued. In cases in which, according to the practice of the Court, a day is fixed for the hearing, the application shall be made before such day shall be fixed.

IX. The Court, upon the application of the pleader of any party to a suit whose attendance as a witness is required, or without such application, if the Court think fit so to do, may, before making such order cause notice to be given to the party or his pleader fixing a day for such party to shew cause why he should not attend and give evidence and may also, from time to time if necessary, for good and sufficient cause, enlarge the time for such purpose.

X. *Clause* 1. In support of the cause shown, the Court shall receive a declaration in writing of the party, if signed by him, and delivered into the Court by himself or his pleader.

Clause 2.—If the party making such declaration shall wilfully and corruptly make any false statement therein, he shall be deemed guilty of perjury, and shall be proceeded against, and upon conviction punished accordingly.

XI. If no sufficient cause be shown on the day fixed or upon any subsequent day to which the Court shall enlarge the time for that purpose, the Court shall cause a summons to be issued for compelling the party to attend and give evidence.

XII. The Court on the requisition of any party to a suit, or his pleader, may cause a summons to be issued to every person who shall be required to produce any material document. Previously to the issuing of any summons for the attendance of any person to give evidence or produce a document, the party requiring the same shall pay into Court such sum as shall appear to the Court to be reasonable, to defray the travelling and other expenses of such person in passing to and from the Court in which he may be required to attend and give evidence, and for one day's attendance thereat. In fixing the sum to be paid into Court, regard shall be had to the rules, if any, established by the Court or Board, if any, to which such Court shall be subordinate. The sum so paid into Court shall be tendered to the witness at the time of serving the summons if it can be served personally. In addition to the sum so paid into Court, the Court before whom any person who may attend in pursuance of a summons, or proclamation to give evidence or produce any document, may order such further sum to be paid to the person so attending by the person causing the summons or proclamation to be issued, as may appear to be necessary to defray his travelling and other expenses, and also the costs of his detention under the summons, or proclamation, and in case of default in payment, may order such sum to be levied by attachment and sale of the goods of the person ordered to pay the same, and the witness shall not be bound to give evidence or produce any document until such sum shall be paid.

XIII. Every summons for the attendance of a witness to give evidence, or to produce a document shall require the intended witness to attend at a time and place therein named in the summons, and shall also state whether the attendance of the witness is required for the purpose of giving evidence, or producing a document, or for both purposes. Every witness, whether a party to the suit or not, required to attend, and to produce before the Court any document alleged by the party summoning him to be in his possession or power, a direction to attend the Court with such document shall be inserted in the summons, and the document which the witness may be so called upon to produce shall be described in the summons with convenient certainty.

XIV. Every such summons shall, if possible, be served personally upon the person thereby required to attend, by showing the original to such person, and at the same time delivering or tendering to him a copy thereof.

XV. Such service must be made a sufficient time before the time specified therein for his attendance to allow the witness a reasonable time for preparation and for travelling to the place at which his attendance is required.

XVI. Any person, whether a party to the suit or not, may be summoned to produce a document without being summoned to give evidence, and any person summoned merely to produce a document shall be deemed to have complied with the summons if he cause such document to be produced, instead of attending personally to produce the same.

XVII. Any person who shall be summoned to appear and give evidence shall be bound to attend at the time and place named for that purpose.

XVIII. Any person attending to produce a document may be called upon to produce the same without being sworn or examined as a witness.

XIX. A witness not a party to the suit or proceeding in which he is summoned, shall not be bound to produce his own title deeds, unless he shall have agreed in writing with the party requiring the production thereof, or with some person through whom he claims to produce such deeds.

XX. A witness, whether a party or not, shall not be bound to produce any document relating to affairs of State, the production of which would be contrary to good policy, nor any document held by him for any other person who would not be bound to produce it if in his own possession.

XXI. A witness being a party to the suit shall not not be bound to produce any document in his possession or power which is not relevant or material to the case of the party requiring its production, nor any writing or correspondence which may have passed between him and any legal professional adviser. If any party, however, offer himself as a witness, he shall be bound to produce any such writing or correspondence, in his custody, possession, or power, if relevant or material to the case of the party requiring its production.

XXII. Every witness summoned to produce a document shall, if the same be in his custody, possession, or power, be bound to produce it, or cause it to be produced to the Court, although there be a valid objection to the right of the party calling for it to compel its production, or to the reading, or putting it in as evidence, or to the disclosure of the contents thereof; the validity of any such objection made by the person producing the document shall be determined by the Court, and for the better determination thereof, it shall be lawful for the Court to receive any admissible evidence which the person producing the document may give respecting it, and it shall also be lawful for the Court to inspect the document, and if necessary to call to its assistance any person whom it may appoint to interpret the same. Such person, however, shall be previously sworn truly to interpret the same to the Court alone, and not to disclose the contents thereof except to the Court, unless the Court shall order the document to be given in evidence. If the Court shall be of opinion that such document should not be produced, the Court shall not disclose the contents thereof to the parties, or take any note, or make any mention of the contents or effect thereof in its judgment or proceedings, but shall return the document at once to the party producing the same, having previously marked the same for the purpose of identification, and shall record in its proceedings that a document, identifying it by the mark put upon it, was called for, by the person, naming him, who shall call for its production, that the person having the posses-

sion of the document, naming him, objected to its production, and the reasons, if any, for such objection, together with the reasons of the Court for refusing to compel its production. If the Court shall refuse to enforce the production of a document, or to receive the same in evidence, the Court of appeal may, upon a regular appeal, compel the production of such document, and if such Court shall think that the production of the same ought to have been enforced, or that it ought to have been received in evidence, may themselves enforce its production, and receive it in evidence, and decide the case upon such document, coupled with the other evidence given in the suit.

XXIII. A barrister, attorney, or vakeel, shall not, without the consent of his client, disclose any communication made by the client to him in the course of his professional employment, nor any advice given by him professionally to his client, nor the contents of any document of his client, the knowledge of which he shall have acquired in the course of his professional employment. The privilege, however, is that of the client, and if any party to a suit shall give evidence therein at his own instance, he shall be deemed thereby to have waived his privilege, and to have consented to the disclosure by such barrister, attorney, or vakeel, of any such matter as aforesaid, which may be relevant, and which the barrister, attorney, or vakeel would have been bound to disclose, but for the privilege of his client, and the barrister, attorney, or vakeel, shall be bound, upon examination, to disclose any such matter.

XXIV. If any witness, whether a party to a suit or not, to whom any summons to give evidence or produce a document, shall have been personally delivered shall, without lawful excuse, fail to comply with such summons as required by this Act, or attending, or being present in Court, shall, without lawful excuse, refuse to give evidence, or to subscribe his deposition, or to produce any document in his custody or possession, named in such summons as aforesaid, upon being required by the Court so to do, the Court shall have full power and authority to issue an order in writing to the nazir to apprehend and bring the witness before the Court; or, if he be already before the Court, to take him into custody. And such Court may impose on such witness a fine not exceeding five hundred rupees for his default or refusal, realizable by attachment and sale of his property, and may commit him to close custody until he shall consent to give his evidence, or to sign his deposition, or to produce the document, and any such fine as aforesaid shall be levied and recovered by attachment and sale of the property of such person. Provided that no fine imposed under the provisions of this section shall exceed the amount of the property in dispute in the suit. If any such person shall abscond, or keep out of the way, so that he cannot be seized or brought before the Court, his property shall be liable to attachment and sale in the same manner as is provided by Section XXVII. of this Act, with respect to a witness on whom the service of a summons cannot be effected. If such person shall be a party to the suit, the Court, instead of proceeding in the manner above pointed out, may, if the witness be a plaintiff, appellant, or petitioner, dismiss the complaint, appeal or petition, with costs against such party, or if such party be a defendant or respondent, may hear, and decide the case against such defendant or respondent *ex-parte*. If any such complaint, appeal or petition shall be dismissed for such cause, the complainant, or petitioner shall be debarred from preferring any other petition, appeal or complaint in respect of the same matter.

XXV. Any person present in Court, whether a party or not, may be called upon and compelled by the Court to give evidence, and produce any document then and there in his actual possession, or in his power, in the same manner and subject to the same rules as if he had been summoned to attend and give evidence, or to produce such document, and may be punished in like manner for any refusal to obey the order of the Court.

XXVI. Any person, whether a party to the suit or not, to whom a summons to attend, and give evidence, or produce a document, shall be personally delivered, and who shall, without lawful excuse, neglect or refuse to obey such summons, or who shall be proved to have absconded, or kept out of the way to avoid being served with such summons, and any person who, being in Court and upon being required by the Court to give evidence, or produce a document in his possession, shall, without lawful excuse, refuse to give evidence, or sign his deposition, or to produce a document in his possession, shall, in addition to any proceedings under the Act, be liable to the party at whose request the summons shall have been issued, or at whose instance he shall be required to give evidence, or produce the document, for all damages which he may sustain in consequence of such neglect, or refusal, or of such absconding, or keeping out of the way as aforesaid, to be recovered in a civil action.

XXVII. If a person, whether a party to a suit or not, for whose attendance either to give evidence or produce a document a summons shall be issued, cannot, after diligent search, to be certified by a return of the nazir, be found, the Court upon proof that the evidence of such witness, or the production of the document is material, and that the witness absconds, or keeps out of the way to avoid being served with a summons, and that he could not, after diligent search, be found or served with the summons, may cause a proclamation requiring the attendance of such person to give evidence, or produce the document at a time and place to be named therein, to be affixed, in the presence, and with the attestation of two respectable householders in some conspicuous place, upon or near to his house or place of abode and if such person shall not attend at the time and place to be named in such proclamation, and it be proved to the satisfaction of the Court that the witness cannot be found, his property, real and personal, to such amount as the Court shall deem reasonable, (but subject to the same limitation as to the articles exempt from attachment as in case of attachment for arrears of rent,) shall be liable, under an order of the Court to attachment and sale. Provided always, that where the order for attachment and sale shall have been issued by any Court subordinate to the Court of Sudder Dewanny Adawlut, a summary appeal shall lie within one month from the date of the order of the subordinate Court to the Court to which its orders are generally appealable; and that the Rules for the time being in force in regard to sales made in execution of decrees, as to the mode and period of attachment and the place or manner of sale, and as to claims of third parties to property attached and notified for sale, shall be held applicable to such sales.

XXVIII. *Clause* 1.—The cost of the attachment shall be borne in the first instance by the party applying for it, and the Court issuing the summons and attachment shall not proceed to sale of the property, but shall order the same to be released from attachment if the witness shall appear and satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons and that he had not notice of the proclamation in time to attend at the time and place named therein. Upon the appearance of the witness, the Court shall make such order in regard to the costs of the attachment as it shall deem fit. If the witness appearing shall fail to satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons, and that he had not notice of the proclamation as aforesaid it shall be in the discretion of the Court to order the property attached, or any part thereof to be forfeited and sold for the purpose of satisfying all costs incurred in consequence of such default absconding, or keeping out of the way, and such fine not exceeding the amount in dispute in the suit as the Court may deem fit to impose upon the witness having regard to all the circumstances of the case, and the condition in life of the witness, or the

Court may order the property to be released from attachment upon payment of such costs and fine as aforesaid.

Clause 2.—An order made in pursuance of this Section shall be subject to appeal in the same manner and within the same period, as an appeal against an order for attachment and sale under the last preceding Section of this Act.

XXIX. All orders as to fines, or the levying thereof, or as to imprisonment under this Act, shall be subject to a similar appeal within one month from the date of the order.

XXX. It shall not be necessary to postpone the hearing or decision of a case for the production of a document, or for the evidence of a witness, who may neglect, or refuse to attend, or who shall abscond, or keep out of the way or who cannot be served with a summons, beyond such period as shall appear proper to the Court, having regard to all the circumstances of the case; provided that when a summons shall have been issued for the attendance of a plaintiff or appellant in a suit to give evidence, or produce a document, the Court shall, at the request of the defendant or respondent, unless there be good reason to the contrary, postpone the hearing or decision until the plaintiff or appellant can be personally summoned, or shall attend and give evidence, or produce the document required, and that where a summons shall have been issued for the attendance of a defendant or respondent to give evidence, or produce a document, the hearing or decision shall, upon the application of the plaintiff or appellant, be postponed in like manner, unless there be good reason to the contrary, until the defendant or respondent can be personally summoned, or shall attend and give evidence, or produce the document required.

XXXI. On the day appointed for the hearing, the evidence of the attending witnesses shall be taken orally in open Court, in the presence and hearing, and under the personal direction and superintendence of the Judge. The evidence of each witness given upon such examination shall be taken down in writing, by or in the presence and under the superintendence of the Judge, not ordinarily by question and answer, but in the form of a narrative, and when completed shall be read over to the witness, and signed by him in the presence of the Judge and of the parties, to the suit or their vakeels, or such of them as may think fit to attend. In case the witness shall refuse to sign the deposition, the Judge shall sign the same, and record the reason, if any, given by the witness for such refusal, together with such remarks thereon as the Judge shall think fit to make. It shall be in the discretion of the Judge to take down, or cause to be taken down, any particular question and answer if there shall appear any special reason for doing so, or any party, or his vakeel, shall require it. If any question put to a witness be objected to by either of the parties, or their vakeels, and the Court shall allow the same to be put, the question and answer shall be taken down, with the objection, and the name of the party making it, which shall be noticed in taking down the depositions, together with the decision of the Court upon the objection. The Judge shall also record such remarks as he may think fit respecting the demeanor of any witness whilst under examination.

XXXII. In cases where the evidence is needed of females, who, according to the custom of the country, ought not be compelled to appear as witnesses in Courts of Justice, and in which the Court shall be of opinion that the ends of justice require and justify it, the Court may issue a commission to any Officer of the Court or other person, to be named in such commission, for the examination of such females in the hearing of the parties to the suit or their vakeels, in such manner as the Court may direct, having regard to the custom and usage of the country, and with liberty to the parties or their vakeels, to cross examine, anything in Section XV. Act VII. 1841, to the contrary notwithstanding.

XXXIII. On or before the day appointed for trial, the Court may, for any sufficient reason, such as the unavoidable absence of any material witness, or for other good cause, on the application of either party, postpone the hearing to another day, to be named, on such terms as to the payment to the opposite party of his costs occasioned by the postponement, and otherwise as to the Court shall seem reasonable. In such case notice in writing shall be given to each of the witnesses to attend and give evidence, or to produce a document on the substituted day, instead of the day mentioned in their summonses, if there be time to do so and the Judge shall so order. The notice shall be served in the same manner as a summons. The service of such notice shall have the same effect as if the substituted day had been originally named in such summons as the day for the appearance in Court to give evidence or produce a document, and all the provisions in this Act relating to summonses to give evidence or produce documents, shall extend to such notices in the same manner as if such notices had been expressly mentioned in such provisions. If the application be too late to serve such notices, the Court may order that the examination of any witness who may be present, or shall attend in pursuance of a summons, shall be proceeded with, and that the further hearing of the case, after the examination of such witness, shall alone be postponed.

XXXIV. Unless the hearing be postponed in manner aforesaid, it shall commence on the day appointed, or as soon afterwards as the business which may be pending before the Court and may be entitled to priority will allow, and the recording of evidence on the trial of any suit when begun under the rules above enacted, shall, unless there be good and sufficient reason to the contrary, (which reason shall be recorded) continue on the same day, or on consecutive business days, until the whole of the evidence of the witnesses present shall be heard. The parties or such of them as desire it shall then be heard either by themselves or their pleaders orally on the merits of the case as regards the issues both of fact and law, and after considering the argument and evidence, the Judge shall record his judgment under Act XII. 1843.

XXXV. If the Court, after the evidence of all the witnesses shall have been heard, and before hearing the pleaders or recording the judgment, shall think it necessary for the ends of justice to inspect any document, or to examine any party to the suit or any other person whose evidence may appear to be material, the Court, of its own accord, may cause such party or person to be summoned to attend as a witness, to give evidence, or to produce such document, if in his possession, on a day to be appointed, and may examine such party or person as a witness in open Court, or in such other manner as the Court may direct, upon any question which the party or witness may be bound to answer and the Court may think necessary, and may also compel the production of any document mentioned in such summons, which any such persons may have in his possession or power, and be bound to produce. Any witness so called shall be subject to the cross-examination of either party, or his vakeel. If such person, whether a party or not, shall be a female, who, according to the custom of the country, ought not to be compelled to appear as a witness in a Court of Justice, the Court may order such person to be examined in the manner provided by Section XXXII. of this Act, upon such questions as it may direct. The Commissioner or other person authorized to take the examination in such case may put such further question, as in his judgment may be necessary, or may arise out of the answers to be given to the questions directed by the Court.

XXXVI. The Judge may cause public notice to be given in Court, either before or during the ex-

amination of any witness, requiring all or any other witnesses, whether parties or not who have been summoned or inserted in the list of witnesses in the same cause, to leave and to remain out of Court until further order. Any witness in a cause who without lawful excuse shall wilfully remain in, or come into Court, contrary to such notice, shall be punishable in the same manner as for a contempt of Court in open Court. Whenever such notice shall be given, the consequence of disobedience thereto shall be publicly explained at the time of giving the notice.

XXXVII. Any party to a suit, appeal or proceeding who may be examined as a witness therein, shall, except as otherwise provided by this Act, be examined according to the rules for the time being in force as to the examination of witnesses not being parties to the suit, and shall be punishable for any false evidence given by him, in the same manner as if he were not a party.

XXXVIII. The words "witness" and "witnesses" in Act VII. 1841, shall respectively include any party or parties to a suit, and the said Act shall be read as if the words "or party" "or parties" had been used in such Act, in conjunction with the words "witness" or "witnesses" respectively. Provided that the deposition of a party taken under the provisions of this Section at the instance of any opposite party may be read in evidence by, or on behalf of, such last-mentioned party, without the proof required by Section V. of the said Act. Provided also, that no deposition of any party taken under the provisions of this Section shall be read or used in evidence unless taken and read at the instance of some opposite party, or unless it shall be proved that the deponent is unable, from sickness or infirmity, to attend to be personally examined, or is, without collusion, or any reference to the suit, at so great a distance from the Court, that, in the judgment of the Court, it would be unreasonable to require his personal attendance in Court for the purpose of giving such evidence, in which last-mentioned case it shall be discretionary with the Court, having regard to the nature of the case and of the evidence proven, either to allow or to refuse such deposition to be read.

XXXIX. No appeal shall lie from any order or decision of a Judge with respect to summoning or examining any party to a suit, or as to allowing a deposition to be read under the Section next preceding.

XL. If any party to any such suit as aforesaid shall in any pleading or statement, refer to any document in his possession or power, as a material proof or document in support of his claim or defence, he shall file such document with the pleading or statement, unless the Court shall, for good and sufficient cause, extend the time for filing the same; and any adverse party shall be entitled, by himself, or his vakeel, to inspect and take a copy of the document.

XLI. In the construction of this Act, unless where it is otherwise expressly provided, or there is something in the subject or context repugnant to such construction, or which would render such construction inapplicable to the case, the word "Court" shall mean any Civil Court of the East India Company, and shall include any Judge or other officer or person mentioned in Section II. of this Act; the word "Judge" shall be understood to mean the chief judicial authority presiding in any such Court, and shall include any officer or person having, by law, or consent of parties, authority to examine witnesses and to act judicially; the word "suit" shall be deemed to mean and include any suit, appeal or proceeding mentioned in Section II.; the word "witness" shall include all persons competent and liable to give evidence, whether parties to any suit or proceeding or not. Words importing the masculine gender or singular number shall include the feminine gender or plural number, and *vice versa*.

XLII. This Act shall extend only to Civil proceedings, and to the Presidency of Fort William in Bengal, and shall not include any of Her Majesty's Supreme Courts of Judicature.

XLIII. The provisions of Sections IX. X. and XI. of this Act shall not extend to the Zillah of Chittagong or Sylhet.

XLIV. This Act shall come into operation on the 1st day of January 1854.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative,
The 8th December 1853.

THE following Act passed by the Governor General of India in Council, on the 8th December 1853, is hereby promulgated for general information:—

ACT No. XX. OF 1853.

An Act to amend the Law relating to Pleaders in the Courts of the East India Company.

WHEREAS it is expedient to amend the law relating to Pleaders in the Courts of the East India Company, It is enacted as follows:—

I. Section XVI. Regulation XXVII. of 1814 of the Bengal Code, and Section XVI. Regulation XIV. of 1816 of the Madras Code, are hereby repealed.

II. No Pleader shall be bound to attend in any of the Courts of the East India Company, on any day fixed for the transaction of Civil business, or to notify to the Court his inability to attend, unless he shall be employed in some cause or business which according to the practice of the Court, may be heard or transacted therein on that day, anything in any law or regulation to the contrary notwithstanding.

III. Every Attorney on the roll of any of Her Majesty's Supreme Courts of Judicature in India shall be entitled as such to plead in any of the Sudder Courts of the East India Company, subject however to all the rules for the time being in force in the said Sudder Courts respectively, applicable to Barristers pleading therein, whether relating to the language in which the Court is to be addressed or to any other matter.

IV. That part of Section IV. Act No. I. of 184[illegible] which provides that no person shall be admitted a Pleader in any of the Courts of the East India Company, unless he have obtained a Certificate in manner as shall be directed by the Sudder Courts that he is of good character and duly qualified for the Office, shall not extend to Barristers or Attornies of any of the said Supreme Courts; but every such Barrister and Attorney shall be entitled as such to plead in any of the Courts of the East India Company [illegible] to the Sudder Courts, subject to all the rules [illegible] in the said subordinate Courts respectively [illegible] to Pleaders therein, so far as such rules relate [illegible] the language in which the Court is to be addressed, or to any other matter connected with pleading therein.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Draft Act.

Fort William, Home Department, Legislative.

The 2nd December 1853.

THE following Draft of a proposed Act was read in Council for the first time on the 2nd December 1853.

ACT NO —— OF 1853.

An Act to amend Act No. XXI. of 1835, *and to authorize the issue of half pice.*

WHEREAS it has been deemed expedient with reference to the convenience of the public, that Copper Coins to be called half pice should be issued, It is enacted as follows :

I. So much of Section I. Act No. XI. of 1835, as enacts that only the Copper Coins therein mentioned shall be issued from any mint in the Presidency of Bengal, is repealed.

II. After the passing of this Act Copper Coins to be called half pice may be issued from any of the mints in the territories under the Government of the East India Company.

III. A half pice shall weigh fifty grains troy and shall be a legal tender in any part of the said territories for 1/64 part of the Company's rupee, but shall not be a legal tender except for fractions of a rupee.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 2nd day of March 1854.

GEO. PLOWDEN,

Offg. Secy. to the Govt. of India.

Notifications, Appointments, &c.

Fort William, Foreign Department,

The 8th December 1853.

No. 5254.

The Most Noble the Governor General in Council is pleased to appoint Lieutenant A. Cadell, of Engineers, to the charge of the Public Works in the Upper Derajat Division.

No. 5255.

Assistant Surgeon A. W. R. Newenham, Civil ...on at Mundlaiser, to be Residency Surgeon ...ore, *vice* Dr. Impey, promoted to a Sur...y.

No. 5256.

...es of the under-mentioned Officers are ... disposal of His Excellency the Com...ief, under the operation of the G. ... Department, dated 10th June last.

...ant Colonel P. Goldney, Deputy Commissioner, and,—

Captain J. E. Fraser, Assistant Commissioner of Loodiana.

No. 5257.

The services of W. B. McCally, of the 41st Madras Native Infantry, attached to the Hyderabad Contingent, are placed at the disposal of the Government of Fort Saint George.

No. 5258.

The 13th December 1853.

Lieutenant William Stuart Beatson, of the 1st Regiment Light Cavalry, is appointed to officiate as Extra Assistant to the Resident at Lucknow, and Assistant Superintendent of Operations for the Suppression of Thuggee and Dacoitee, and Superintendent of the Oude Frontier Police, *vice* Lieutenant G. R. Wester...

No. 5259.

Mr. G. A. Bushby, Resident at the Court of His Highness the Nizam, received charge of the Hyderabad Residency from Major C. Davidson, on the 1st instant.

No. 5260.

Captain O. J. McL. Farrington, Deputy Commissioner of Jullunder, having rejoined his appointment on the 28th October last, the four days of the unexpired portion of the leave under Section XII. of the Amended Rules, granted to him in G. O. of the 11th July last, No. 3018, has been cancelled.

No. 5261.

The leave of absence for eight days, on urgent private affairs, granted by the Chief Commissioner of the Punjab to Mr. R. Berkeley, Extra Assistant at Goojranwalla, from the 1st to the 8th ultimo, in extension of the leave granted to him in G. O. of the 28th June last, No. 2867, is confirmed.

J. W. DALRYMPLE,

Offg. Under-Secy. to the Gov. of India

No. 2211.

Orders by the Most Noble the Governor of Bengal.

Appointment.—The 8th December 1853.—Baboo Anundo Chunder Bannerjee to officiate as Sudder Ameen of Jessore and Moonsiff of the Sudder Station of that District.

Leave of Absence.—The 8th December 1853.—Mr. F. B. Simson, Officiating Joint Magistrate and Deputy Collector of Noacolly, for ten days, extension of the leave granted to him on the 3rd of September last.

Mr. W. J. Longmore, Joint Magistrate and Deputy Collector of Furreedpore, for one month, in extension of the leave granted to him on the ... of September last.

Mr. E. McDonell, Sub-Deputy Opium Agent Mooteeharee, to the 31st proximo, under Medical certificate, in extension of the leave granted him on the 24th February last.

Baboo Peary Mohun Bannerjee, Sudder Ameen and Sudder Moonsiff of Jessore, for three months, from the 5th instant.

Notifications.—The 26th November 1853.—The following Rules relating to the Pay and Allowances of Sub-Assistant Surgeons, having been sanctioned by the Most Noble the Governor General in Council, are published for general information:—

1. A Sub-Assistant Surgeon when acting for another will draw the pay of his rank, without reference to the station at which or the person for whom he acts.

2. Sub-Assistant Surgeons who have passed the Medical College, but who have not been posted, will receive, until further orders, an allowance of 50 Rupees per mensem from the date of their submitting a written declaration to the Medical Board of their intention to accept Government employ, and they will at once be distributed as Supernumeraries in Bengal and the North-West Provinces, as the wants of the public service may require.

3. During the period which intervenes between a Sub-Assistant Surgeon's employment in one situation and his appointment to another, he will draw the pay of his rank, unless his removal from his last appointment be caused by any fault of his own.

The 5th December 1853.—Mr. A. H. G. Block, of the Civil Service, has been permitted to proceed to England, under Medical certificate, on Junior Furlough.

By order of the Most Noble the Governor of Bengal,

CECIL BEADON,

Secy. to the Govt. of Bengal.

Orders by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 4468 of 1853.

Judicial and Revenue Department,

Camp Burmel, the 29th November 1853.

Appointment.—Lieutenant Clerk, Deputy Commissioner, Third Class, Saugor and Nerbudda Territories, to be stationed at Mandla, in charge of the Mandla and Sohagpoor Pergunnahs, subordinate to the Deputy Commissioner of Jubbulpore.

No. 4469 of 1853.

Camp Sydabad, the 30th November 1853.

Notification.—The orders of the Commissioner of Delhie, appointing Mr. J. G. Ross, Deputy Collector and Deputy Magistrate of Rohtuck, to officiate as Collector and Magistrate of Paneeput during the absence of Mr. C. T. LeBas, are confirmed.

This order to have effect from the date Mr. Ross relieved Mr. LeBas to the date at which he relinquished charge.

No. 4470 of 1853.

Leave of Absence.—Mr. Charles Paget Carmichael, Assistant to the Magistrate and Collector of Bareilly, for fifteen days, under Section XII. of the Absentee Rules, in extension of the leave granted him in orders of 10th September last.

No. 4467 of 1853.

Camp, Jhoosee, the 1st December 1853.

Appointments.—Mr. Robert Spankie, to be Joint Magistrate and Deputy Collector of Boolundshuhur, but to continue to officiate as Magistrate and Collector of Humeerpore.

Mr. William Christian Watson to be Joint Magistrate and Deputy Collector of Agra.

No. 4468 of 1853.

Judicial Department.

Mr. Henry Dundas Robertson to be an Assistant in the Allahabad Division.

No. 2225 B of 1853.

General Department,

Camp Allahabad, the 2nd December 1853.

Notification.—At the requisition of His Excellency the Commander-in-Chief, the services of Lieutenant William C. Hamilton, 2nd European Bengal Fusiliers, Supervisor of the Ganges Works, are placed temporarily at His Excellency's disposal, with a view to that Officer joining his Regiment in Burmah.

No. 4500 of 1853.

Judicial and Revenue Department.

Camp Allahabad, the 3rd December 1853.

Leave of Absence.—Mr. John Ross Hutchinson, Officiating Magistrate and Collector of Allyghur, for one month and ten days, under Sections XI. and XII. of the Amended Absentee Rules, from the 10th January 1854, preparatory to proceeding to Europe or furlough.

No. 4501 of 1853.

Judicial Department.

Appointments.—Mahomed Sirdar Khan, Deputy Magistrate in Zillah Banda, is invested with the full powers of a Magistrate.

Hafiz Alli Tuhseeldar of Pergunnah Tirohan and Kalichurn, Tuhseeldar of Pergunnah Budhee in Zillah Banda, to be Deputy Magistrate under Act XV. of 1843, with the powers of Assistant as described in Section XX. Regulation IX. of 1807.

No. 4502 of 1853.

Judicial and Revenue Department.

Mr. Alexander Ross to be Magistrate Collector of Delhi, but to continue to officiate as Magistrate and Collector of Seharunpore till further orders.

No. 4503 of 1853.

Notification.—The appointment of Lieutenant Terman, to be a Deputy Commissioner of the First Class in the Saugor and Nerbudda Territories, will have effect from the 29th June 1852, instead of the 16th March 1853.

No. 2252 of 1853.

General Department,

Lieut.-Governor's Camp, the 7th December 1853.

Appointments.—Sreenath Sen to be Additional Sub-Assistant Surgeon of Benares.

Gobind Chunder Doss to be Additional Sub-Assistant Surgeon of Agra.

Grees Chunder Dutt to be Sub-Assistant Surgeon of Dumoh.

By order of the Hon'ble the Lieut.-Governor, North-Western Provinces.

W. MUIR,
Secy. to Govt., N. W. P.

No. 4507 of 1853.

Judicial and Revenue Department,

Agra, the 7th December 1853.

The unexpired portion of the leave of absence granted, in orders of the 17th August last, to Mr. James Ralph Barnes, Magistrate and Collector of Shahjehanpore, is cancelled from the date on which he resumed charge of his duties.

No. 4528 of 1853.

Revenue Department,

Agra, the 8th December 1853.

Appointments.—Mr. John Rycroft Best, Joint Magistrate and Deputy Collector.—Mr. Donald Grant, Assistant to the Magistrate and Collector, and,—Mr. J. G. Buchman, Deputy Collector under Regulation IX. of 1833,—to be Members of the Local Agency at Ghazeepoor.

By order of the Hon'ble the Lieut-Governor, North-Western Provinces,

JOHN SHERER,
Asst. Secy. to Govt., N. W. P.

General Orders by the Most Noble the Governor General of India in Council.

Fort William, the 8th December 1853.

No. 1035 *of* 1853.—The following appointments have been made by the Hon'ble the Lieutenant-Governor, North-Western Provinces:

Judicial Department, No. 2156 *B, dated 22nd* 1853.—Mr. Assistant Surgeon Charles [illegible], of the 60th Regiment Native Infantry, to be Surgeon to the Hon'ble the Lieutenant-Governor during his ensuing Tour.

Judicial and Revenue Department, No. 4295, *dated 26th November* 1853.—Lieutenant H. Montgomery, Deputy Commissioner, First Class, to the permanent charge of Saugor.

No. 1036 *of* 1853.—The Most Noble the Governor General of India in Council is pleased to make the following appointments:—

Captain O. E. Rothney, of the 45th Regiment Native Infantry, Second in Command, 3rd Sikh Regiment, to be Commandant of the 4th Sikh Regiment, *vice* Major G. C. Armstrong, retired from the Service.

Lieutenant L. Nicholson, of the 54th Regiment Native Infantry, now Acting Second in Command of the 4th Sikh Regiment, to be Second in Command, *vice* Captain C. J. Bean, deceased.

General Orders by the Hon'ble the President of the Council of India in Council.

Fort William, the 9th December 1853.

No. 1037 *of* 1853.—The under-mentioned Officers are permitted to proceed to Europe on furlough:—

Lieutenant Alexander Key, of the 28th Regiment Native Infantry, ...	On Medical certificate.
Ensign William Alexander Garden, of the 39th Regiment Native Infantry, ...	
Ensign George Cleghorn, of the 43rd Regiment Light Infantry, ...	
First Lieutenant Charles Stirling Dundas, of the Artillery, ...	On private affairs.

No. 1038 *of* 1853.—The under-mentioned Notification from the Home Department is published in General Orders:—

The 8th December 1853.—The Most Noble the Governor General of India in Council has been pleased to make the following arrangements and appointments, in consequence of the Governor General's approaching departure to Pegu and other Eastern Provinces:—

Mr. J. P. Grant, Officiating Secretary in the Foreign Department, will accompany the Governor General, in charge of all the Civil Departments.

Major J. S. Banks will accompany the Governor General, in his capacity of Deputy Secretary in the Military Department.

No. 1039 *of* 1853.—Major Richard Cautley, of the 10th Regiment Light Cavalry, is permitted to retire from the Service of the East India Company, on the pension of his rank, from the 27th November 1853.

No. 1040 *of* 1853.—The Hon'ble the President of the Council of India in Council is pleased to make the following promotions:—

10th Regiment Light Cavalry.

Captain Ronald Macdonell to be Major, ...	From the 27th of November 1853 in succession to Major Richard Cautley, retired.
Lieutenant Richard Goden Simeon to be Captain of a Troop, ...	
Cornet Ambrose Dawson Jennings, to be Lieutenant, ...	

No. 16 . of 1853.—In conformity with Genera[illegible] (44 of 185[illegible]) following Statement of Deposits made in the General Treasury during the month of November 1853, on account of the Estates of deceased European Commissioned, Non-Commissioned and Warrant Officers and Soldiers of the East India Company, is published for general information, and it is hereby notified that claims to the Estates in question which shall not be preferred to the Sub-Treasurer by Executors or Administrators before the conclusion of twelve months after the date of decease cannot be attended to in this country, as the money after that period will be remitted to, and made payable by, the Hon'ble the Court of Directors.

Statement of Deposits made at the General Treasury of Fort William, on account of Estates of deceased European Commissioned, Non-Commissioned and Warrant Officers and Soldiers of the East India Company's Service, in November 1853.

Date of Deposit.	On whose account.	Rank	Corps.	General Number.	Date of Decease.	Intestate or otherwise.	Total Amount deposited.	How disposed of: Amount paid in India.	Amount retained in India.	Amount remitted for payment in England: In Company's Rupees.	Amount remitted for payment in England: Equivalent in Sterling.	Rate of Exchange.	Remarks.
	COMMISSIONED AND WARRANT OFFICERS.												
8th	Frederick Mackeson, C. B.,	Lieut.-Colonel...	14th N. I., & Commr. of Peshawur, ...		14th Sept. 1853,	Testate, ...	11,000 0 0						
„	William Stewart, ...	Major, ...	22nd N. I. and Govr. Genl's. Agt. at Benares, ...		29th July 1853,	Ditto, ...	10,731 3 5						
19th	John Cameron Remmington,	Lieutenant, ...	18th N. I., ...		12th Aug. 1853,	Intestate,...	671 10 1	... ...	.. ...	... ...	... ...	...	Leaving a Widow and two children in this country.
„	Henry Charles Anderton,...	Ditto, ...	74th N. I., ...		17th Ditto 1853,	Ditto, ...	15 0 3	... ...	... ...	... ...	... ...	..	Leaving a Brother in the Bombay Army and a Father and Sister in England.
23rd	Francis Wallace, ...	Ditto, ...	Invalids, ...		14th July 1853,	Testate, ...	140 1 0	... ...	... ...	... ...	... ...	...	Leaving a Will in favor of his Widow Catherine Wallace residing at Benares.
„	James Ramsay Birrell, ...	Major, ...	11th N. I., ...		26th Ditto 1853,	Ditto, ...	4,308 7 10						
„	Robert Mackean, ...	Captain, ...	Kelat-i-Ghilzie Regiment, ...		18th March 1853,	... ...	974 0 0	... ...	... ...	.. ...	... ...	...	On account of the Acct. General's Office.
24th	James [illegible]rell, ..	Major, ...	11th N. I., ...		26th July 1853,	Testate, ...	50 0 0						
25th	Ed[illegible]e, ..	Captain, ...	1st European Bengal Fusiliers, ...		18th April 1853,	Intestate,...	16 0 0						

Date of Deposit.	On [illegible]unt.	Rank.	Corps.	General Number.	Date of Decease.	Intestate or otherwise.	Total Amount deposited.	How disposed of.				Rate of Exchange.	Remarks.
								Amount paid in India.	Amount retained in India.	Amount remitted for payment in England.			
										In Company's Rupees.	Equivalent in Sterling.		
	NON-COMMISSIONED OFFICERS AND SOLDIERS.												
4th	Thomas Freeman, ...	Serjeant, ...	Comst. Deptt., ...	...	7th July 1853,	Testate, ...	112 12 6	... ...	... ..	... ...	... ...	...	Leaving a Will in favor of his wife Hannah Freeman stated to be living at Meerut.
12th	George Green, ..	Gunner, ...	2nd Co. 6th Bn. Arty.,	655	7th Aug. 1853,	Intestate, ...	24 8 0						
,,	Bernard Fallon, ...	Ditto, ...	,, ,, ,, ...	1486	12th Ditto 1853,	Ditto, ...	29 0 7	... ...	... ..	... ...	... ...	...	Leaving a sister Ellen Fallonat Southampton Hampshire and believed to be employed in the Infirmary of that Town.
16th	Joseph Hanly, ...	Private, ...	1st Eur. Bl. Fus., ...	2245	27th Jany. 1853,	Ditto, ...	0 13 0						
,,	William Dynes, ...	Ditto, ...	,,	1757	4th March 1853,	Ditto, ...	25 1 3						
17th	Henry Green, ...	Ditto, ...	,,	1840	19th Ditto 1853,	Testate, ...	49 6 9	... ...	... ...	... ...	... ...	...	Leaving a Will which is inoperative in favor of the Legatees.—A brother Thomas Green, 1st Madras Fusiliers.
,,	Henry Dawson, ...	Color Serjeant, ..	,,	172	23rd April 1853,	Ditto, ...	261 1 5	... ...	... ...	... ...	... ...	...	Leaving a Will in favor of his father Henry Dawson of Dublin.
,,	John Maddock. ...	Private, ...	,,	1235	3rd July 1853,	Intestate, ...	57 3 9						
,,	William Worstenholme ...	Serjeant, ...	Formerly of Bl. Arty. attached to the Dejajat Field Magazine.	1197	25th Ditto 1853.	Ditto, ...	79 12 10	... ...	... ...	... ...	... ...	...	Leaving a mother Sarah Worstenholme at Doncaster, York, England.
,,	Thomas Gueary, ...	Lance Serjt, ...	1st Eur. Bl. Fus., ...	1038	3rd Aug. 1853,	Ditto, ...	79 12 1						
19th	Thomas Magrail, ...	Private, ...	,,	2108	11th July 1853,	Testate, ...	56 11 0	... ...	... ...	... ...	... ...	...	Leaving a Will in favor of his mother Mary Magrail, of Peter's Court, Parish of Westport, Mayo, Ireland.
,,	John Walker, ...	Ditto, ...	,,	1587	27th Ditto 1853,	Intestate, ...	75 7 5						
21st	Robert Stirling, ...	Gunner, ...	2nd Co. 3rd Bn. Arty.,	7163	19th Ditto 1853,	Ditto, ...	62 14 3						
,,	William Davey, ...	Private, ...	1st Eur. Bl. Fus., ...	893	20th Ditto 1853,	Ditto, ...	61 8 5						
,,	Henry Barber, ...	Ditto, ...	,,	1292	23rd Ditto 1853,	Testate, ...	78 8 9	... ...	... ...	... ...	... ...	...	Leaving a Will in favor of his father John Barber No. 12, Essex Street, Birmingham, England.
23rd	Benjamin Males, ...	Corporal, ...	1st Co. 5th Bn. Arty.,	3287	14th June 1853,	Intestate, ...	34 7 11	... ...	... ...	... ...	... ...	...	Next of kin brother, William Males, Brentford, Middlesex.
,,	William Malone, ...	Rough Rider & Farrier Serjt.,	No. 15 Light Field, Pa[illegible] attached to 6th Co. 8th Bn Arty., ...	...	24th Aug. 1853,	Ditto, ...	49 0 10	... ...	... ...	... ...	... ...	...	A Widow Maria married 9th July 1846—no children.

1643

Date of Deposit.	On whose account.	Rank.	Corps.	General Number.	Date of Decease.	Intestate or otherwise.	Total Amount deposited.	How disposed of.				Rate of Exchange.	Remarks.
								Amount paid in India.	Amount retained in India.	Amount remitted for payment in England.			
										In Company's Rupees.	Equivalent in Sterling.		
	NON-COMMISSIONED OFFICERS AND SOLDIERS.—(*Continued.*)												
24th	Thomas McNamara,	Sergt. and Overseer.	Dept. Public Works at the Presidency.		29th Nov. 1851	Intestate,...	10 0 0						
26th	Thomas Sutton,	Gunner,	2nd Co. 4th Bn. Artg.	4378	5th July 1853.	Ditto, ...	90 4 1						
28th	Thomas McCann,	Ditto,	4th „ 2nd „	6330	5th Sept. 1853.	Ditto. ...	23 1 9						
							20	18 12 2	...	...	...	...	Leaving a mother Rose McCann, of Kilkeel County, Down, Ireland.
						Co.'s Rs. ...							

FORT WILLIAM,
GENERAL TREASURY,
The 30th November 1853.

J. I HARVEY, *Sub.-Treasurer.*

No. 1042 *of* 1853.—The following Notification by the Most Noble the Governor of Bengal, dated 23rd November 1853, is published for general information:

Dated 23rd November 1853.

The following extract from a despatch from the Hon'ble the Court of Directors, No. 33, dated the 27th of July last, is published for general information:—

"We direct that measures be taken for making it generally known in all departments that Government Officers should both abstain from any dealings in the way of trade with Subordinates in the Department Public Works, and also bring to the notice of the Officers of the Department the case of any individuals who may transgress the rule which prohibits all Government Servants from engaging in trade."

No. 1043 *of* 1853.—The following Act, passed by the Most Noble the Governor General of India in Council in the Legislative Department, under date the 2nd December 1853, is published for general information:—

ACT No. XVIII OF 1853.

An Act for Regulating the Sale of Spirituous Liquors, &c. in Cantonments.

WHEREAS it is expedient to regulate the sale of spirituous liquors, wine and intoxicating drugs within Military Cantonments, It is enacted as follows:

I. If within any Military Cantonment or within any limits around the same to which the Provisions of this Act shall be extended by an order of Government to be publicly notified any person not amenable to Articles of War or any Sutler or Camp follower shall knowingly barter, sell, or supply, or offer, or attempt to barter, sell, or supply, any spirituous liquor, wine or intoxicating drug, to, or for the use of any European Soldier, or to, or for the use of any European or Eurasian being a Camp follower or a Soldier's wife without a written license from the Officer Commanding at the Station, or from some person having sufficient authority from the Commanding Officer to grant such license, the person so bartering, selling, or supplying or offering or attempting to barter, sell, or supply such spirituous liquor, wine, or intoxicating drug as aforesaid, shall be liable, on conviction before a Magistrate, to a fine not exceeding Fifty Rupees, or, in the discretion of the Magistrate, to imprisonment, with or without hard labour, for any period not exceeding one calendar month.

II. If any person convicted of an offence under Section I. of this Act, shall be convicted under that Section of an offence subsequently committed, he shall be liable, to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any period not exceeding three calendar months and in such case any spirituous liquor, wine, toxicating drug, within such Cantonment, or which at the time of the commission of such quent offence shall belong to, or be in the possess such person, shall, without further proof, be deem be in the possession of such person for the purp being supplied to European Soldiers contrary provisions of this Act, and shall be liable to and confiscated.

III. If any Camp follower or Milita or the wife or widow of any Soldier, Camp Military pensioner shall within such C limits remove, convey, or have in his or her any quantity of spirituous liquor, or wine one seer or quart, without a permit, to be signed by the Officer in Command, or such other Officer as may be appointed by him to grant permits under this Act every such person shall be liable upon conviction to a

fine not exceeding Fifty Rupees, . . for any subsequent offence to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any term not exceeding three calendar months.

IV. Section III. of this Act shall not apply to any liquor brought into a Cantonment for the private use of any Commissioned Officer.

V. If any person, subject to the provisions of this Act, shall be found committing any offence contrary thereto, any Police Officer, authorized under this Act, may immediately, without warrant, arrest such person, and also seize any spirituous liquor, wine, or intoxicating drug, together with any vessel containing the same, and any thing used for the purpose of removing, conveying, or concealing the same, which . . be found in his possession, and shall thereupon, . . delay, take such person, together with the things so seized, before a Magistrate or other officer having jurisdiction to punish the offender.

VI. Any person, who shall obstruct any Police Officer in making any arrest, or seizure, under this Act, and any Police Officer, who shall not, without unreasonable delay, take the person, or thing so arrested, or seized, before a Magistrate, or other Officer having jurisdiction to punish the offence, shall be liable, on conviction before a Magistrate, to a fine not exceeding One Hundred Rupees.

VII. Any Police Officer, who, under color of this Act, shall, without probable cause, make any arrest, or seizure, without a warrant, shall, on conviction before a Magistrate, be liable, to a fine not exceeding One Hundred Rupees, which fine or any part of it may be ordered by the Magistrate to be paid to the person aggrieved.

VIII. No Police Officer shall be competent to act under the provisions of Section V. of this Act, unless he shall have a general, or special authority so to do, granted to him in writing by the Commanding Officer, or other Officer empowered by him to grant the same, or by the Officer in the immediate charge of the Police.

IX. In case of a conviction for any offence under this Act, the convicting Magistrate may adjudge any liquor, wine, or intoxicating drug, in respect of which the party shall be convicted, and any other spirituous liquor, wine, or intoxicating drug, which shall be found in his possession at the time of committing the offence, and any vessel containing the same, together with any thing used for the purpose of conveying, removing, or concealing the same, or any part thereof, to be confiscated; and such Magistrate may order the whole, or any part, or parts of any fine imposed under this Act, to be paid, as soon as the same shall be realized, to the person upon whose information such conviction shall take place, or to the officer who shall have apprehended the offender, or seized any of the goods adjudged to be confiscated.

X. A Magistrate may order any thing seized under the provisions of this Act, in respect of which any person shall be charged with an offence, to be detained until the person in whose possession the same shall . . been seized shall be convicted, or acquitted of the . . e charged. If the person shall be acquitted, the . . so seized shall be restored; if he shall be con- . . d, such of the things only, if any, as shall not be . . ged by a magistrate to be confiscated, shall be . . ed; the remainder shall be dealt with as confis-

. . No ap . . al shall lie from any order or convic- . . r the . . rovisions of this Act.

. . uropean British subjects shall be amenable . . diction of a Magistrate for any offence . . provisions of this Act.

. . Within the Presidency of Bombay, the Su- . . dent of bazars may punish any person for any . . against the provisions of this Act in the same manner and to the same extent as he is now authorized to do in any of the cases mentioned in Clause 3, Section XXVI., Regulation XXII. of 1827 of the Bombay Code.

XIV. This Act shall not apply to the sale, or supply of any article for medicinal purposes, by recognized medical practitioners, chemists, or druggists.

XV. In the construction of this Act the word "Cantonment" shall include a "Fortress, or Garrison" or *Military bazar station*; the word "Soldier" shall include any Non-Commissioned Officer; the word "Magistrate" shall include a Joint Magistrate, or any person lawfully exercising the powers of a Magistrate, or a Justice of the Peace, the words "spirituous liquor" shall include toddy in a state of fermentation, or after it has been fermented. Words in the singular number shall include the plural, and words denoting the masculine gender shall include the feminine.

XVI. This Act shall not come into operation before the 1st day of January 1854 and shall not take effect within any limits around a Cantonment which shall be specified in any order of Government before the expiration of one month from the date of the notification of such order, and any order for extending the provisions of this Act to any limits around a Cantonment may from time to time be varied, altered or suspended by Government.

No. 1044 *of* 1853.—The under-mentioned Officer has returned to his duty on this establishment, without prejudice to his rank, by permission of the Hon'ble the Court of Directors:—

	Date of arrival at Kurrachee.
Lieutenant Alexander Lamotte McMullin, of the 23rd Regiment Native Infantry,	18th Nov. 1853.

No. 1045 *of* 1853.—The services of Lieutenant William Stuart Beatson, of the 1st Regiment Light Cavalry, are placed at the disposal of the Foreign Department.

No. 1046 *of* 1853.—Captain and Brevet Major John Abercrombie, of Artillery, is allowed leave of absence, from the 26th February to 26th March 1854, to visit Bombay, on private affairs.

Fort William, the 13*th December* 1853.

No. 1047 *of* 1853.—With reference to Government General Order No. 335, of the 18th June 1852, authorizing extra camp equipage in the proportion of one "Privates' Tent" to six families for married Serjeants on the line of march, the Hon'ble the President of the Council of India in Council is pleased to sanction a "Staff Serjeants' Tent" for families when the number is less than four, and of a "Privates' Tent" when there may be from four to six families.

No. 1048 *of* 1853.—Lieutenant Colin Alexander Robertson, of the 28th Regiment Native Infantry, is permitted to proceed to Sea and to Singapore on Medical certificate, and to be absent from Bengal on that account for one year.

No. 1049 *of* 1853.—The Hon'ble the President of the Council of India in Council is pleased to sanction the promotions and admissions of the under-mentioned Native Officers of the Madras Establishment to the "Order of British India:"—

Subadar Major Ramah, of the 3rd Regiment Native (Light) Infantry, to be a "Bahadoor" from the 24th April 1853, in succession to Syed Hyder "Bahadoor," deceased.

Subadar Major Abdool Cawder "Bahadoor," of the 32nd Regiment Native Infantry, to be a "Sirdar Bahadoor."	From the 27th May 1853, in succession to Sheik Sillar "Sirdar Bahadoor," deceased.
Subadar Emaum Khan, of the 3rd Regiment Native (Light) Infantry, to be a "Bahadoor."	

Subadar Major Durum Sing of the 12th Regiment Native Infantry, to be a "Bahadoor" from the 9th July 1853, in succession to Ali Khan "Bahadoor," deceased.

Subadar Major Esoph Beg, of the 48th Regiment Native Infantry, to be a "Bahadoor" from the 25th July 1853, in succession to Oosman Khan "Bahadoor," deceased.

No. 1050 *of* 1853.—With reference to Government General Order No. 526, of the 27th June last, it is hereby notified that the admission to the Service of Assistant Surgeon R. C. Knight, M. D., has been confirmed by the Hon'ble the Court of Directors, in their Military letter to the Governor of Bengal, No. 126, dated 12th October 1853, para. 16.

No. 1051 *of* 1853.—The Hon'ble the President of the Council of India in Council is pleased to make the following appointment:—

Brevet Colonel Thomas Mathew Taylor, of the 6th Regiment Light Cavalry, to be a Brigadier of the 2nd Class, in succession to Brigadier W. H Hewitt, appointed to the Divisional Staff of the Army.

No. 1052 *of* 1853.—The under-mentioned gentleman is admitted to the Service, in conformity with his appointment by the Honorable the Court of Directors, as a Cadet of Infantry on this Establishment, and promoted to the rank of Ensign, leaving the date of his commission for future adjustment:—

	Date of arrival at Fort William.
Infantry.	
Mr. Charles Adolphus de Kautzow, ...	10th December 1853.

No. 1053 *of* 1853.—The under-mentioned Officer has returned to his duty on this Establishment, without prejudice to his rank, by permission of the Hon'ble the Court of Directors.

	Date of arrival at Fort William.
Lieutenant Thomas Hunter Smalpage, of the 31st Regiment Native Infantry,...	10th December 1853.

No. 1054 *of* 1853.—The under-mentioned Officer is permitted to proceed to Europe on furlough:

Captain William Campbell, of the 39th Regiment Native Infantry, ...	On Medical certificate.

No. 1055 *of* 1853.—Captain Thomas Remy Tallyour, of Engineers, Astronomical Assistant Great Trigonometrical Survey, is permitted to retire from the Service of the East India Company, on the pension of his rank, from the 1st January 1854.

No. 1056 *of* 1853.—Major William Charles Hicks, of the 3rd Regiment Native Infantry, is allowed leave of absence from the 10th December 1853 to the 10th March 1854, to visit Bombay, with permission to proceed thence to Europe on furlough, on urgent private affairs.

No. 1057 *of* 1853.—*Erratum.*—In Government General Order No. 895, of the 4th November 1853, appointing Gunner George Benson, of Artillery, an Assistant Overseer D. P. W., omit the words "and attached to the Civil Engineering College at Roorkee." Order-books to be corrected accordingly.

R. J. H. Birch, *Lieut.-Colonel,*
Offg. Secy. to Govt. of India,
in the Mily. Dept.

Notification.

It was intimated in the Government Notification, No. 38, of the 28th ultimo, "that no claim, under the Notifications, dated 23rd of April and and 6th of June last, by Proprietors of the Five per cent. Sicca Loans, to transfer the amount of their notes into the Four per cent. Loan of 1842-43, will be recognized after the 28th of November" current.

It is now notified for general information, that the above intimation will not prevent the transfer to the *new Three-and-a-half* per cent. Loan, of any of the notes of the Five per cent. Loans of 1825-26 and 1829-30, still outstanding; and that all public Officers authorized to receive subscriptions into the Three-and-a-half per cent. Loan, are at liberty, under the 2nd paragraph of the Government Notification, No. 35, of the 28th ultimo, to receive such notes when offered as a subscription to the said *Three-and-a-half* per cent. Loan, as "authorized public demands," receivable as "cash at par."

When notes are thus offered for transfer receipts for the amount of the Principal and Interest to be transferred will be entered on the backs of the notes in the usual Form, and the notes will be forwarded to the Office of the Deputy Accountant General at Fort William, at the same time with the Loan Acknowledgments.

Care must always be taken that the total sum (by transfer and cash payment) included in each Loan Acknowledgment, amounts to a sum in even hundreds, of not less than 500 Company's Rupees.

C. Hugh Lushington,
Officiating Deputy Accnt. General
to the Govt. of India

Fort William,
Loan Office,
The 30th November 1853.

Notification.

Bills at par on the Public Treasuries under-mentioned Districts may be had on application to the Accountant to the Government of Bengal:—

Districts.	*Amount available on this date.*
Bograh, ...	50,000
Burdwan, ...	1,53,000
Chittagong,.....	60,000

Dacca, ...	45,000	
Dinagepore, ...	42,000	at 4 annas premium.
Maldah, ...	20,000	
Pubna, ...	9,000	
Rungpore, ...	77,000	
Sylhet, ...	48,200	
Tipperah, ...	1,90,000	

C. HUGH LUSHINGTON,
Offg. Accountant to the Govt. of Bengal.

Accountant's Office,
The 9th Dec. 1853.

Notification.

UNCERTAINTY having been felt in cases in which two numbers are attached to Promissory Notes of the Loan of 1841-42, as to which of the two numbers is to be taken as the original number of the paper, notice is hereby given for general information, that the latter number is to be taken as the original number of the Note, the first number being only indicative of the number of the Note in the component or subsidiary register of the Loan.—As for instance,—

No. 5001 of 20000.

No. 20000 is the original number of the Note on the general register; the first number, 5001, that of the component register.

C. HUGH LUSHINGTON,
Officiating Deputy Acc't. General to the Govt. of India.

FORT WILLIAM,
Loan Office,
The 3rd December 1853.

Opium Notification.

Fort William, the 6th December 1853.

NOTICE is hereby given, that on Monday the 9th January 1854, at the hour of 11 o'clock in the forenoon, will be put up to Sale at the Exchange Rooms at Calcutta, and sold by Public Auction, for exportation by Sea, the undermentioned quantity of Opium, the Provision of 1852-53, subject to the following conditions, *viz.*:—

Produce of Behar Agency, Chests, ...	2,855
Ditto of Benares ditto, ...	,,	1,170
Total, Chests, ...	4,025

Conditions of Sale.

1. Opium will be sold for exportation by Sea only. No Certificate will be granted except to Export.

2. Opium will be ordinarily offered for Sale at a price of Rupees 400 per Chest, and sold to the highest bidder above that price, except under the circumstances for which provision is made by Clause 12 of the Conditions of Sale.

3. The Sale shall commence at the hour of 11 A. M. and shall not be continued after the hour of 5 P. M., but if at that hour any of the lots advertized for Sale shall remain unsold, the Sale may, at the discretion of the Board of Revenue, be resumed on the next day following (not being Sunday or a public Holiday) at the hour of 11 A. M., and so on until the whole of the remaining lots are disposed of, or if the quantity of 4,025 Chests shall not be sold on the day advertized, the Board may dispose of the lots which remain in hand at a future Sale.

4. Each lot to contain five Chests.

5. A deposit in a Promissory Note, either for 25 per Cent. even money of the amount for which each lot is knocked down or for Rupees 1,000, at the discretion of the Officer superintending the Sale, shall be made by the purchaser in the Sale-room, and before the lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of the purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'Clock of the afternoon of Saturday 14th January, or on the other hand, failing such redemption by the time aforesaid, then the lot or lots for which no Sub-Treasurer's Receipts or deposit of other Public Securities as aforesaid shall have been delivered in, shall be resold at such time or times and under such conditions of Re-sale as the Board of Revenue shall see fit, and all losses and expenses whatsoever attending such Re-sale shall be borne and paid by the defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

6. The Promissory Notes taken on the day of Sale under the last-mentioned condition if remaining unredeemed on the said 14th January, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

7. No tender of Money, Sub-Treasurer's Receipts or Public Securities on account of Opium upon which the prescribed deposit may not have been made before 4 o'clock of the 14th January, will be afterwards accepted.

8. The Opium now advertized for Sale shall be paid for within 15 clear days from the day of Sale, the proceeds of, no Treasury Receipt will be accepted in payment after 4 P. M. of Tuesday the 24th January 1854, and in case any lots of such Opium shall not be so paid for and adjusted, then the cash deposit of 25 per Cent. even money of the amount for which each lot is knocked down, or Rupees 1,000 for each lot, or any Public Securities that may have been deposited on account of such lots or Chests, shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Revenue shall think fit, and the first purchaser shall further be required to make good any loss or difference of price between that obtained at the Re-sale and the amount at which the Opium was first purchased, forfeiting all advantages that may arise from such Re-sale.

9. Purchasers taking out Certificates or orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of lots of their purchase which they may desire to be included in each certificate or order, and it is to be clearly understood that the Certificates or orders so taken out shall be considered final, and not afterwards changeable for other Certificates or orders authorizing the delivery of single lots or of a different number of lots or chests, whether more or less than the number of lots or chests originally required to be included in each Certificate or order.

10. No Sub-Treasurer's Receipts or deposit of Public Securities under the 5th of the present conditions will be received in this Office except from the party recorded as the purchaser in the Sale Book or his authorized agent. The receipt for deposit of Public Securi-

ties will be granted only in the name of such purchaser, and the Securities so deposited will be returned when clearance has been made by the said purchaser or his order.

11. The Officer superintending the Sale on the part of the Board of Revenue is empowered to reject at his discretion the bid of any individual, unless such individual shall, on demand, tender at the time a deposit either in Bank of Bengal Notes, Sub-Treasurer's receipts, or other Government Securities, equal to 25 per Cent. even money of the amount so bid, or Rupees 1,000 for each lot.

12. With a view to prevent fictitious biddings designed to obstruct the Sale, it is hereby notified that the Officer of Government superintending the Sale shall be competent at any time during the Sale, to withdraw any unsold lot and immediately to put it up again for Sale at a maximum upset price, diminishing the same gradually until a bid is obtained, and the first *bonâ fide* bidder for a lot after it has been offered for sale in the mode here described shall be held and declared to be the purchaser of the said lot, and the Officer of Government superintending the Sale shall also be competent to dispose in the same manner of as many of the subsequent lots as he may think proper, provided always that no lot shall be sold below the minimum price of 400 Rupees specified in the 2nd Clause of these Conditions.

13. The purchaser of any lot shall have the option of naming and purchasing in immediate succession any number of lots of the same Agency Opium to the extent of Twenty-five lots, and for the lots so purchased the purchaser shall deposit for each lot 25 per Cent. even money of the amount bid by him for the first lot, or Rupees 1,000 for each lot, and pay the same price per Chest as that for which he purchased his first lot, provided always that there remain a sufficient number of lots of that Opium to complete the said Twenty-five, but not otherwise.

14. In the event of any dispute or difference touching or concerning any matter or question arising out of the Sale of the Opium included in this Notification, or [illegible]stment of the account thereof, the same shall and may be tried and decided in the Supreme Court of Judicature at Fort William in Bengal and all and every Plea and Pleas to the jurisdiction of the said Supreme Court shall be waived.

15. The following papers, together with samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that date by application at the Office of the Junior Secretary to the Board of Revenue.

No. 1. Certificate of the Opium now advertized for Sale.

No. 2. Report of the examination of such Opium.

16. The public are hereby informed, that in providing the investment of the Behar and Benares Opium for the year 1852-53, the same precautions have been taken as those which have been observed during past years, to have the drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the cakes, and to have the due proportion of Opium put into each cake. An account of the weight of the drug when packed at Behar and Benares, and a statement of the average weight of the Chests indiscriminately taken for the purpose of comparison from the despatches on arrival at Calcutta, may be seen on application at the Office of the Junior Secretary to the Board of Revenue, and further that four Chests of Behar and Benares Opium which have been reserved from the provision of the two preceding years, will be also shown to the purchasers on the day of Sale, to enable them to judge of the state of preservation in which the drug has kept.

17. Any further information respecting weight or quality of the Opium advertized for Sale, that may be desired by parties connected with the trade, will as heretofore be furnished to them on application at the Office of the Board of Revenue, but in accordance with established usage, under no circumstances will the Board entertain or recognize any claim to compensation for loss from any alleged deficiency of weight, abstraction of Opium, or adulteration of the drug which may be preferred in reference to Chests after the Sale and delivery of the Opium for shipment.

18. The public are hereby informed that in addition to the quantity above-mentioned, the following quantities more or less of Behar and Benares Opium of 1852-53 will be brought to Sale in the year 1854, on or about the dates specified below. The Board, however, reserve to themselves the right of altering these dates should circumstances render it expedient to do so.

	Behar, about Chests.	Benares, about Chests.	Total, about Chests.
On or about Wednesday, 8th February 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th March 1854, ...	2,855	1,170	4,025
On or about Monday, 10th April 1854, ...	2,855	1,170	4,025
On or about Monday, 8th May 1854, ...	2,855	1,170	4,025
On or about Thursday, 8th June 1854, ...	2,855	1,170	4,025
On or about Friday, 7th July 1854, ...	2,855	1,170	4,025
On or about Wednesday, 9th August 1854, ...	2,855	1,170	4,025
On or about Friday, 8th September, 1854, ...	2,855	1,170	4,025
On or about Monday, 9th October 1854, ...	2,855	1,170	4,025
On or about Wednesday, 8th November 1854, ...	2,855	1,170	4,025
On or about Friday, 8th December 1854, ...	2,869	1,176	4,045
Total, ...	31,419	12,876	44,295

19. It is hereby further notified, that under the 6th Article of the convention between Great Britain and France dated the 7th March 1815, quoted below, the Agents in India of the French Government or persons duly appointed by them, are entitled to demand that out of the quantities of Behar and Benares Opium declared as above for Sale at the twelve Sales in the months of January, February, March, April, May, June, July, August, September, October, November and December 1854, there shall be delivered to them at the average of the particular Sale or Sales to which the Opium so applied for may belong, a quantity not exceeding in the aggregate 300 Chests, and the Agents of the French Government must make requisition for the whole of the Opium required by them during the year within 30 days after the publication of this advertisement, specifying the particular Sale or Sales which the quantity of Opium is intended to be taken. If the Agents of the French Government shall make the requisition for Opium within the time above mentioned, the entire quantity of about 48,320 Chests of Behar and Benares, as above estimated, will be brought to Sale in the usual manner, and if they make application for a quantity of Opium to be delivered to them out of the quantity advertized to be sold at each or any of the twelve Sales above specified, but shall not pay for it within the prescribed period of payment, the Governor of Bengal reserves to himself the right of disposing of the Opium which the French Authorities may so fail to pay for, either by increasing the quantity reserved at the Sale next ensu-

ing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Article 6. "With regard to the trade in Opium, it is agreed between the high contracting parties that at each of the periodical Sales of that article there shall be reserved for the French Government, and delivered upon requisition duly made by the Agents of His Most Christian Majesty, or by the persons duly appointed by them, the number of Chests so applied for, provided that such supply shall not exceed Three Hundred Chests in each year, and the price for the same shall be determined by the average rate at which Opium shall have been sold at every such periodical Sale, it being understood that if the quantity of Opium applied for at any one time shall not be taken on account of the French Government by the Agents of His Most Christian Majesty within the usual period of delivery, the quantity so applied for shall nevertheless be considered as so much in reduction of the Three Hundred Chests hereinbefore-mentioned. The requisitions for Opium, as aforesaid, are to be addressed to the Governor General at Calcutta within thirty days after notice of the intended Sales shall have been published in the *Government Gazette*."

Article of the Convention above referred to.

By order of the Board of Revenue,

A. R. YOUNG,
Offg. Junior Secretary.

Fort William,
The 6th December 1853.

Opium Notification.

WITH reference to the advertisement issued from this Office under date 18th November 1853, it is hereby notified that 20* chests of Behar and Benares Opium of the Sale held on the 21st November 1853, which were reserved for the French Government, and have not been cleared, will be resold on account of Government, at the Exchange Hall, on Thursday the 15th December 1853, immediately after the conclusion of the sale of 3,273 Chests advertised for that day.

	Chests.
*Behar,	15
Benares,	5
	—
Chests,	20
	—

The conditions of resale will be the same as those of the sale of the 3,273 Chests referred to.

By order of the Board of Revenue,

A. R. YOUNG,
Offg. Junior Secretary.

Fort William, the 6th December 1853.

Notice.

In consequence of the approaching Christmas and New Year's Days falling on Sundays, the General Treasury will be closed on Monday the 26th instant and on Monday the 2nd proximo.

J. I. HARVEY,
Sub-Treasurer.

General Treasury, the 9th December 1853.

No. 1824.

Fort William, Civil Auditor's Office,
The 12th December 1853.

NOTIFICATION.—Judges, Collectors and all other Officers who submit Monthly Abstracts of Establishment to this Office, are requested to transmit with each bill, certificates stating when Principal Sudder Ameens, Sudder Ameens, Moonsiffs, Deputy Collectors and other Uncovenanted Servants, obtain leave of absence, with the dates respectively of their leaving and resuming their duties, and especially after the Dusserah and Mohurrum vacations, as the want of such information occasions much inconvenience and delay in auditing the Abstracts sent from the Mofussil.

W. P. PALMER,
Civil Auditor.

Commissariat Notice.

SEALED TENDERS will be received at the Presidency Executive Commissariat Office, up to 4 P. M. on Thursday the 22nd instant, for the supply of the under-mentioned articles required by the Commissariat Department for the use of European Troops and Cattle in the Presidency Division.

Tenders to be made for each article separately, agreeably to forms to be seen at the Commissariat Office, and not otherwise, and they will be opened and read at Noon precisely the following day, in the presence of parties concerned who may choose to attend.

The sums noted opposite each item will be required as a deposit with corresponding tender.

	Earnest Money with Tenders.
Barley, Country, ...	Rs. 100
Otta, ...	,, 100
Cattle Gear, ...	,, 100
Vegetables for Troops, ...	,, 100

A. D. DICKENS, *Lieut.*,
Sub-Assist. Comy. General

FORT WILLIAM,
Commissariat Office,
The 12th December 1853.

General Post Office Notifications.

NOTICE is hereby given that the Mails for Rangoon and Moulmein, for transmission per H. C. Steamer *Fire Queen*, will be closed at this Office on Saturday the 17th instant.

E. BOTELLHO,
Supdt. in charge.

Fort William,
General Post Office,
The 13th December 1853.

NOTICE is hereby given, that an after packet for the P. & O. Companys' Steamer *Bentinck* will be closed at this office on Monday the 19th instant at 12 Noon, with the chance of overtaking her at Kedgeree.

E. BOTELLHO.
Supt. in charge.

Calcutta General Post Office,
The 13th December 1853.

Export Overland Mail vid Southampton and Marseilles, per P. and O. Co.'s Steamer "Bentinck," direct from Calcutta.

NOTICE is hereby given, for general information, that the Mails for Suez and the intermediate Ports, (Madras, Ceylon, Aden, Penang, Singapore and Hong-Kong,) intended for transmission by the Peninsular and Oriental Company's Steam-vessel *Bentinck*, will be closed at this Office on Saturday, the 17th instant.

E. BOTELLHO,
Supdt. in charge.

Fort William, General Post Office, The 6th December 1853.

THE Public are informed, that the Overland Expresses between Bombay and Calcutta will be discontinued from this date.

J. R. BURLTON BENNETT,
Deputy Post-master General, in charge.

Calcutta, General Post Office, The 31st August 1853.

It is hereby notified, that mails marked for particular Ships, all Letters received at the General Post Office, between Monday the 5th December 1853 and Sunday the 11th December, both dates inclusive, were despatched by the under-mentioned Vessels, which sailed from Calcutta on dates specified :—

Letters received on Dates from and to	*By what Ship despatched.*	*Bound to*	*Remarks.*
6th to 11th Dec. 1853,	"Camperdown,"	Cape and London, ...	Will sail on the 15th Dec. 1853.
5th ditto ditto	Steamer "Tenasserim"	Rangoon & Moulmein,	Left town on the 6th ditto.
6th to 8th ditto	Steamer "Zenobia,"	Ditto, ditto, ...	Ditto on the 9th ditto.
5th ditto ditto	Steamer "Madras," ...	Penang, Singapore and China, ...	Ditto on the 6th ditto.
5th to 11th ditto	"Julia,"	Mauritius, ...	Ditto on the 13th ditto.

E. BOTELLHO,
Superintendent in Charge.

Calcutta, General Post Office, 13th December 1853.

Report showing the smallest Depth of Water in the Bhaugirruttee, Jellinghee and Matabangah Rivers, on the 30th November 1853.

Names of Rivers.	*Smallest Depth of Water.* Feet.	Ins.	*Where Shallowest.*
*Bhaugirruttee River.**			
At its entrance, ...	3	3	
Below ... ance, ...	2	6	
	3	4	At Sooty.
	2	2	,, Koonaparrah.
	3	6	,, Calloopore.
From thence to Jungypore, ...	4	6	,, Ramakantpore.
	2	9	,, Bahadoorpore.
	3	4	,, Geereeah.
	2	9	,, Sonapore.
	2	6	,, Gungapersaud.
From Jungypore to Saddackbaugh, ...	3	0	,, Rajarampore.
	2	4	,, Ahroejepore.
	3	1	,, Rampall.
From Saddackbaugh to Berhampore, ...	3	0	,, Lanlbaugh.
	3	3	,, Ahmanegunge.
	2	3	,, Mohoolah.
	3	0	,, Mayleenee.
From Berhampore to Cutwa. ...	4	2	,, Mirzapore.
	4	1	,, Bedooparrah.
	2	3	,, Belwareegunge.
And from Cutwa to Nuddeah, ...	2	9	,, Mohunpore
	2	9	,, Koheerajepore.
	3	4	,, Chackoondeeah.
Jellinghee River.			
At its entrance, ...	0	9	
From thence to Bausemarree, ...	0	9	Above Budderpore.
	0	9	At Jellinghee.
From Bausemarree to Teeahkattah, ...	1	7	,, Gopalpore.
	1	7	,, Bustumparrah.
From Teeahkattah to Sonatullah. ...	2	7	,, Beerpore
	2	6	,, Gokoorapotah.
And from Sonatullah to Moisgunge, ...	3	3	,, Hurringdangah
	3	6	,, Sumboonugghur.
Matabangah River.			
At its entrance, ...	11	0	
From thence to Haut Boleah, ...	9	0	At Sudasibpore.
	7	9	,, Boleah.
From Haut Boleah to Katchikattah, ...	3	0	,, Baugherriah.
	3	3	,, Goyegattah.
	3	3	,, Asmancolly.
From Katchikattah to Kishengunge, ...	4	0	,, Gwalbarree.
	5	0	,, Sonatunpore.
And from Kishengunge to Seebpore,	9	0	,, Goyes.

Height of water on Gauge at Berhampore on 30th November 1853, 2 feet 8 inches.

J. LANG,
Supdt. Nuddea Ri...
Head of the Bhaugirruttee River, 7th Dec. 185...

* Since last report, the channel of this river Sooty has been deepened by the construction of Bandahs from 2 feet 7 inches to ...et 4 i... Calloopore, from 2 feet 10 inches to 3 fee... Ramakantpore from 2 feet 8 inches to 4 fe... at Geerah from 3 feet to 3 feet 4 inches, at ...pore from 2 feet 3 inches to 3 feet at Ram... 2 feet 9 inches to 3 feet, at Mirzapore from ... inches to 4 feet 2 inches, at Deedooparrah from 3 feet 1 inch to 4 feet 1 inch and at Chackoondeeah from 2 feet 4 inches to 3 feet 4 inches.

No. 5506.

NOTICE is hereby given that the **LIGHT VESSEL** stationed off the **COAST OF PEGU**, near the entrance of the **RANGOON RIVER**, was moved on the 2nd of this month, to the position noted by the following Compass bearings :—

China Buckeer, ...	**N. 8½ o W.**
Elephant Point, ..	**N. 1 E.**
Pilots Bush, ...	**N. 15 E.**

The Vessel is anchored in 3¼ fathoms at low water spring tides, distant from Elephant Point about ten miles.

By order of the Superintendent of Marine,

H. Howe,
Secretary.

Fort William,
The 12th December 1853.

Sheriff Office, the 14th December 1853.

NOTICE is hereby given, that a Sessions of Oyer and Terminer and Gaol Delivery, and also an Admiralty Sessions, will be holden by the Supreme Court of Judicature at Fort William in Bengal, for the Town of Calcutta and Factory of Fort William and the places subordinate thereto, at the Court-House, in the Town of Calcutta, on Saturday the Seventh day of January next, at 12 o'clock at noon.

The Court will open on the first day of the Sessions at 12 o'clock at noon, and upon each succeeding day precisely at 11 o'clock in the forenoon, of which all persons are required to take notice.

F. Bellairs,
Sheriff.

সরিফ আফিস ১৪ ডিসেম্বর ১৮৫৩ সাল।

সমাচার দেওয়া যাইতেছে যে আগামি ৭ জানুআরি ১৮৫৪ সাল শনিবার দুই পুহরের সময় কলিকাতার কোর্ট উইলেমের এবং তাহার অন্তঃপাতি যে সকল স্থান তন্নিমিত্তে বঙ্গদেশের কোর্ট উইলেমের সুপ্রেম কোর্ট আপম আদালত ঘরে ওএরটরমিনর এবং এডমাইরেলটী অর্থাৎ মহা সমুদ্র সম্পর্কীয় মোকদ্দমা নিষ্পত্তি জন্য এক সেশিয়ান অর্থাৎ মিছিল করিবেন।

এই সেশিয়ান অতকাল পর্য্যন্ত বসিবেক তাহার প্রথম দিবস দুই পুহরের সময় তাহার পর প্রতি দিবস এগারো ঘণ্টার সময় বসিবেক এবিষয় সকলে স্মরণ রাখুন।

F. Bellairs,
Sheriff.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Andrew ... Insolvent. } On Saturday, the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 2nd day of August until the 2nd day of December instant, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered that Friday the 6th day of January next be appointed for the further hearing in this matter, for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who may intend to establish or oppose any claim upon the Estate of the said Insolvent may attend and be heard, having given notice to the Chief Clerk three clear days before the day of hearing.*"

In the matter of John Dixon Nash, a Captain in the Hon'ble East India Company's Military Invalid Establishment, an Insolvent. } On Saturday the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 4th day of April 1851 until the 1st day of December instant, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered that Friday the 6th day of January next be appointed for the further hearing in this matter for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who may intend to establish or oppose any claim upon the Estate of the said Insolvent may attend and be heard, having given notice to the Chief Clerk three clear days before the day of hearing.*"

In the matter of Willliam Bruce Joseph Webb Cragg, William Patrick, and Hugh Morton Shand, of the firm of Bruce, Shand and Company, Insolvents. } On Saturday, the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 6th day of July 1850 until the 30th day of November last, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered, that Friday the 6th day of January next be appointed for the further hearing in this matter for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who may intend to establish or oppose any claim upon the Estate of the said Insolvents may attend and be heard, having given notice to the Chief Clerk three clear days before the day of hearing.*"

In the matter of Colin Campbell Jackson Scott, an Insolvent. } On Saturday, the 3rd day of December instant, an account of the receipts and disbursements of the Official Assignee, from the 1st day of May 1852, until the 1st day of December instant, has been filed and may be inspected at the Office of the Chief Clerk, and it was ordered that Friday the 6th day of January next, be appointed for the further hearing in this matter, for the purpose of making a dividend.

☞ "*Any Creditor or other person interested who may intend to establish or oppose any claim upon the Estate of the said Insolvent, may attend and be heard, having given notice to the Chief Clerk three clear days before the day of hearing.*"

J. Cochrane, *Official Assignee.*

Chief Clerk's Office, 8th December 1853.

In the matter of the petition of James Nathaniel Barth, at present a prisoner for debt in the Great Jail of Calcutta, Master Mariner, an Insolvent. } Notice that an application for an *ad Interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Tuesday the 20th day of December instant, at the hour of 10 o'clock in the forenoon.

☞ "*Any Creditor of the said Insolvent desirous of opposing such application do appear before the said Court at the time and place aforesaid.*"

Paliologus, *Attorney.*

In the matter of the petition of Eliza Vanzandyk of Calcutta, Widow, carrying on business as a Boarding House-keeper, an Insolvent.

On Saturday the 3rd day of December instant, it was ordered that the hearing in this matter stand adjourned until Saturday the 4th day of February next, and that the order made in this matter for the *ad interim* protection of the said Insolvent from arrest, be and the same is hereby enlarged until the said 4th day of February, and that the said Insolvent do then personally attend at the hour of 11 o'Clock in the forenoon to be examined by the said Court.

Insolvent in person.

In the matter of James Fortesque Harrison, an Insolvent.

On Saturday the 3rd day of December instant, it was ordered, that the order *Nisi* made in this matter on the 7th day of August 1852, for the final discharge of the said Insolvent, in the nature of a certificate, be and the same is hereby enlarged, and the further hearing of the matters of the petition of the said Insolvent stand adjourned until the 4th day of February next.

Newmarch, *Attorney.*

In the matter of Henry Crawford Bury Terraneau, an Insolvent.

On Saturday, the 3rd day of December instant, it was ordered that the first Saturday in the month of December 1854, be appointed for the further hearing in this matter, and unless cause be shown to the contrary on that day, the said Insolvent shall be discharged personally, as well as to his after-acquired property, from all liability for debts, claims and demands of and against the said Insolvent at the time of filing his petition for relief.

Molloy and Mackintosh, *Attorneys.*

In the matter of the petition of Syed Dawad Ally, formerly of Bahadoorpore in the zillah of Burdwan and Provinces of Bengal, late a zemindar but at present a prisoner confined for debt in the Great Jail of Calcutta, an Insolvent.

Notice, that an application for an *ad interim* protection order has been this day made by the said Insolvent, and that such application will be heard and disposed of by the Acting Commissioner of the Insolvent Court, on Tuesday the 20th day of December instant, at the hour of 10 o'Clock in the forenoon.

☞ *Any Creditor of the said Insolvent desirous of opposing such application do appear before the said Court at the time and place aforesaid.*

P. Homfray, *Attorney.*

In the matter of Charles Richard Blair, an Insolvent.

On Saturday the 3rd day of December instant, it was ordered that the petition of the said Insolvent, seeking the benefit of Act XI., Vic. Cap. XXI., be and the same is hereby dismissed.

Insolvent in person.

Chief Clerk's Office, 13th December 1853.

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200 Rupees Reward.

NOTICE is hereby given that on the night of Thursday the 8th instant, a small leather Portfolio, containing two Bank of Bengal Notes, Nos. 17053 and 16875, each for Rupees 1,000, as well as several other Deeds, Promissory Notes and Receipts and two bags containing in cash Rupees 45-10, have been stolen from my box and from my house in Sootyr Bagaun.

The payment of the Notes have been stopped at the Bank, and the Public are hereby cautioned not to receive the same. The above reward will be given to any person who will give information for the recovery of the same.

BHUBANNY CHURN SAIN,
AT MESSRS BRADDON AND CO's.

Calcutta, 12th December 1853.

LOST.—First half of a Bank of Bengal Note? No. 2497, for Co's Rs. 500 and a second half No. 24,590 for Co's Rs. 100. The payment of which has been stopped at the Bank.

LOST,—An *acknowledgment* granted to the undersigned Owner of the Note from the General Treasury for a 4 per cent. Company's Paper, No. 4148, of 21st October, 1853, for Rs. 600. Any one having found it, on restoring it to me at 47, Clive Street, shall be rewarded.

ESSEN CHUNDER CHATTERJEE.

STOLEN,—From the Dwelling-house of Baboo Bhobun Chunder Mozoomdar, a Government Promissory Note, No. 23567, dated 1st February 1843, for Co.'s Rs. 500.

MISLAID,—A Memo. Book regarding the House, No. 1, Jebb's Lane. If any one has the same in his possession, it is requested to be sent to the Printer.

CALCUTTA:—Printed and Published by THOMAS JONES, *at the* CALCUTTA GAZETTE OFFICE, *No. 5½ Council-House Street,—for the Government Contractors,* SAMUEL SMITH AND CO.

Numb. 101. [1653]

The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press by NOON of TUESDAYS and FRIDAYS, and those of a few lines only, before 5 p. m. of the above-mentioned days.

SATURDAY, DECEMBER 17, 1853.

Legislative Enactments.

Passed Act.

Fort William, Home Department, Legislative.
The 2nd December 1853.

THE following Act passed by the Governor General of India in Council on the 2nd December 1853, is hereby promulgated for general information:

ACT No. XVIII OF 1853.

An Act for Regulating the Sale of Spirituous Liquors, &c. in Cantonments.

WHEREAS it is expedient to regulate the sale of spirituous liquors, wine and intoxicating drugs within Military Cantonments, It is enacted as follows:

I. If within any Military Cantonment or within any limits around the same to which the Provisions of this Act shall be extended by an order of Government to be publicly notified any person not amenable to Articles of War or any Sutler or Camp follower shall knowingly barter, sell, or supply, or offer, or attempt to barter, sell, or supply, any spirituous liquor, wine or intoxicating drug, to, or for the use of any European Soldier, or to, or for the use of any European or Eurasian being a Camp follower or a Soldiers' wife without a written license from the Officer Commanding at the Station, or from some person having sufficient authority from the Commanding Officer to grant such license, the person so bartering, selling, or supplying or ...ing or attempting to barter, sell, or supply such ...ous liquor, wine, or intoxicating drug as aforesaid shall be liable, on conviction before a Magistrate, ...e not exceeding Fifty Rupees, or, in the discre... the Magistrate, to imprisonment, with or without hard labour, for any period not exceeding one calen... month.

II. If any person convicted of an offence under ...tion I. ... Act, shall be convicted under that Section of ... subsequently committed, he shall be ... not exceeding One Hundred Rupees, ... with or without hard labour, for any ...eding three calendar months; and in ... any spirituous liquor, wine, or intoxicating ... within such Cantonment, or limits, which at the ... of the commission of such subsequent offence shall belong to, or be in the possession of such person, shall, without further proof, be deemed to be in the possession of such person for the purpose of being supplied to European Soldiers contrary to the provisions of this Act, and shall be liable to be seized and confiscated.

III. If any Camp follower or Military pensioner or the wife or widow of any Soldier Camp follower or Military pensioner shall within such Cantonment or limits remove, convey, or have in his or her possession any quantity of spirituous liquor, or wine exceeding one seer or quart, without a permit, to be signed by the Officer in Command, or such other Officer as may be appointed by him to grant permits under this Act; every such person shall be liable upon conviction to a fine not exceeding Fifty Rupees, and for any subsequent offence to a fine not exceeding One Hundred Rupees, or to imprisonment, with or without hard labour, for any term not exceeding three calendar months.

IV. Section III. of this Act shall not apply to any liquor brought into a Cantonment for the private use of any Commissioned Officer.

V. If any person, subject to the provisions of this Act, shall be found committing any offence contrary thereto, any Police Officer, authorized under this Act, may immediately, without warrant, arrest such person, and also seize any spirituous liquor, wine, or intoxicating drug, together with any vessel containing the same, and any thing used for the purpose of removing, conveying, or concealing the same, which may be found in his possession, and shall thereupon, without delay, take such person, together with the things so seized, before a Magistrate or other officer having jurisdiction to punish the offender.

VI. Any person, who shall obstruct any Police Officer in making any arrest, or seizure, under this Act, and any Police Officer, who shall not, without unreasonable delay, take the person, or thing so arrested, or seized, before a Magistrate, or other Officer having jurisdiction to punish the offence, shall be liable, on conviction before a Magistrate, to a fine, not exceeding One Hundred Rupees.

VII. Any Police Office, who, under color of this Act, shall, without probable cause, make any arrest, or seizure, without a warrant, shall, on conviction before a Magistrate, be liable to a fine not exceeding One Hundred Rupees, which fine or any part of it may be ordered by the Magistrate to be paid to the person aggrieved.

VIII. No Police Officer shall be competent to act under the provisions of Section V. of this Act, unless he shall have a general, or special authority so to do granted to him in writing by the Commanding Officer, or other Officer empowered by him to grant the same, or by the Officer in the immediate charge of the Police.

IX. In case of a conviction for any offence under this Act, the convicting Magistrate may adjudge any

liquor, wine, or intoxicating drug, in respect of which the party shall be convicted, and any other spirituous liquor, wine, or intoxicating drug, which shall be found in his possession at the time of committing the offence, and any vessel containing the same, together with any thing used for the purpose of conveying, removing, or concealing the same, or any part thereof, to be confiscated; and such Magistrate may order the whole, or any part, or parts of any fine imposed under this Act, to be paid, as soon as the same shall be realized, to the person upon whose information such conviction shall take place, or to the officer who shall have apprehended the offender, or seized any of the goods adjudged to be confiscated.

X. A Magistrate may order any thing seized under the provisions of this Act, in respect of which any person shall be charged with an offence, to be detained until the person in whose possession the same shall have been seized shall be convicted, or acquitted of the offence charged. If the person shall be acquitted, the things so seized shall be restored; if he shall be convicted, such of the things only, if any, as shall not be adjudged by a Magistrate to be confiscated, shall be restored; the remainder shall be dealt with as confiscated.

XI. No appeal shall lie from any order or conviction under the provisions of this Act.

XII. European British subjects shall be amenable to the jurisdiction of a Magistrate for any offence against the provisions of this Act.

XIII. Within the Presidency of Bombay the Superintendent of bazars may punish any person for any offence against the provisions of this Act in the same manner and to the same extent as he is now authorized to do in any of the cases mentioned in Clause 3, Section XXVI, Regulation XXII. of 1827 of the Bombay Code.

XIV. This Act shall not apply to the sale or supply of any article for medicinal purposes, by recognized medical practitioners, chemists, or druggists.

XV. In the construction of this Act the word "Cantonment" shall include a "Fortress, or Garrison" or *Military bazar station*; the word "Soldier" shall include any Non-Commissioned Officer; the word "Magistrate" shall include a Joint Magistrate, or any person lawfully exercising the powers of a Magistrate, or a Justice of the Peace, the words "spirituous liquor" shall include toddy in a state of fermentation, or after it has been fermented. Words in the singular number shall include the plural, and words denoting the masculine gender shall include the feminine.

XVI. This Act shall not come into operation before the 1st day of January 1854 and shall not take effect within any limits around a Cantonment which shall be specified in any order of Government before the expiration of one month from the date of the notification of such order, and any order for extending the provisions of this Act to any limits around a Cantonment may from time to time be varied, altered or suspended by Government.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative, The 2nd December 1853.

THE following Act passed by the Governor General of India in Council on the 2nd December 1853, is hereby promulgated for general information:

ACT NO. XIX. OF 1853.

An Act to amend the Law of Evidence in the Civil Courts of the East India Company in the Bengal Presidency.

WHEREAS the law of evidence administered by the Civil Courts of the Presidency of Fort William in Bengal, and the rules for the attendance and examination of witnesses and the production of documents in such Courts, require amendment, It is enacted as follows:

I. Sections XXXIII. and LXXIII. Regulation XXIII. 1814, of the Bengal Code, so far as they are inconsistent with the provisions of this Act, Section XL. Regulation XXIV. 1814, of the same Code, except so far as it relates to the signing and issuing of any process of Court to which the signature of the judge may not be specially required, and Section I. Act VI. 1843, so far as it is authorizes the examination of witnesses according to the rules established by Section XI. Regulation XXIV. 1814, aforesaid, are hereby rep

II. In any regular or summary suit, appeal, or proceeding in any of the Civil Courts of the East India Company, and also in any summary suit, or other proceeding of a civil nature before any Court, Officer, or other person having by law or by consent of parties authority to examine witnesses, any party to such suit, appeal or proceeding, shall be competent and entitled to give evidence as a witness either on his own behalf, or on behalf of any other party to the suit, appeal, or proceeding in the same manner as if he were not a party to the same. Provided that no party to a suit, appeal, or proceeding, who shall offer himself as a witness therein, shall, without the consent of all parties thereto, be examined otherwise than in open court, in such manner as the court may direct having regard to the usages and customs of the country, unless such examination shall be taken under, and subject to the Rules prescribed by Section XXXII. or XXXVIII. of this Act.

III. No person shall, by reason of any interest in the result of any suit or of any interest connected therewith, or by reason of relationship to any of the parties thereto, be incompetent to give evidence in any such suit.

IV. A husband or wife shall be competent to give evidence for or against the other provided that the examination shall take place in open Court in such manner as the Court may direct having regard to the usages and customs of the country, or that it be taken and read under, and subject to the Rules prescribed in Section XXXII. or XXXVIII. of this Act, provided also that any communication made by husband or wife to the other during their marriage shall be deemed a privileged communication, and shall not be disclosed without the consent of the person making the same, unless such communication shall relate to a matter in dispute in a suit pending between such husband and wife.

V. Any party to a suit may be compelled to give evidence as a witness therein and also to produce any document in his possession or power, in the same manner, by the same process, and subject to the same Rules, as if he were not a party to the suit, except so far as is otherwise provided by this Act. Provided that no Court need to compel the attendance of a party to such suit, for the purpose of giving evidence therein if such party shall satisfy the Court that he has no personal knowledge of any material subject of inquiry in the suit, and that he cannot give any material evidence therein. Nothing in this Clause shall exempt any party to a suit from being summoned to produce a document.

VI. After the parties in a suit in [illegible] according to the practice of the Court a day is fixed [illegible] shall have filed their exhibits and [illegible] the Court shall by an order in writing [illegible] not less than fifteen days after the date thereof [illegible] examination of witnesses and the hearing of the suit.

VII. The list of witnesses required to be furnished in any suit shall include the names of all the witnesses, whether parties to the suit or not, whom the party filing the list may intend to call as witnesses or whom he may require to be summoned to give evidence or

produce any document, also a list of the documents which he may require to be produced.

VIII. If any party to a suit shall require the attendance of any other party thereto as a witness to be enforced, he shall by himself or his pleader make a special application to the Court for an order for a summons to compel the attendance of the party, and shall show to the satisfaction of the Court sufficient grounds in support of such application, otherwise a summons shall not be issued. In cases in which, according to the practice of the Court, a day is fixed for the hearing, the application shall be made before such day shall be fixed.

IX. The Court, upon the application of the pleader of any party to a suit whose attendance as witness is required, or without such application, if the Court think fit so to do, may, before making such order cause notice to be given to the party or his pleader fixing a day for such party to shew cause why he should not attend and give evidence and may also, from time to time if necessary, for good and sufficient cause, enlarge the time for such purpose.

X. *Clause* 1. In support of the cause shown, the Court shall receive a declaration in writing of the party, if signed by him, and delivered into the Court by himself or his pleader.

Clause 2.—If the party making such declaration shall wilfully and corruptly make any false statement therein, he shall be deemed guilty of perjury, and shall be proceeded against, and upon conviction punished accordingly.

XI. If no sufficient cause be shown on the day fixed or upon any subsequent day to which the Court shall enlarge the time for that purpose, the Court shall cause a summons to be issued for compelling the party to attend and give evidence.

XII. The Court on the requisition of any party to a suit, or his pleader, may cause a summons to be issued to every person who shall be required to produce any material document. Previously to the issuing of any summons for the attendance of any person to give evidence or produce a document, the party requiring the same shall pay into Court such sum as shall appear to the Court to be reasonable, to defray the travelling and other expenses of such person in passing to and from the Court in which he may be required to attend and give evidence, and for one day's attendance thereat. In fixing the sum to be paid into Court, regard shall be had to the rules, if any, established by the Court or Board, if any to which such Court shall be subordinate. The sum so paid into Court shall be tendered to the witness at the time of serving the summons if it can be served personally. In addition to the sum so paid into Court, the Court before whom any person who may attend in pursuance of a summons, or proclamation to give evidence or produce any document, may order such further sum to be paid to the person so attending by the person causing the summons or proclamation to be issued, as may appear to be necessary to defray his travelling and other expenses, and also the losses of his detention under the summons, or proclamation, and in case of default in payment, may cause such sum to be levied by attachment and sale of the goods of the person ordered to pay the same, and no witness shall not be bound to give evidence or produce any document until such sum shall be paid.

XIII. Every summons for the attendance of a witness to give evidence or to produce a document shall require the attended witness to attend at a time and place named in the summons, and shall also state whether the attendance of the witness is required for the purpose of giving evidence, or to produce a document, or for both purposes. If any witness, whether a party to the suit or not, is required to attend, and to produce before the Court any document alleged by the party summoning him to be in his possession or power, a direction to attend the Court with such document shall be inserted in the summons, and the document which the witness may be so called upon to produce shall be described in the summons with convenient certainty.

XIV. Every such summons shall, if possible, be served personally upon the person thereby required to attend, by showing the original to such person, and at the same time delivering or tendering to him a copy thereof.

XV. Such service must be made a sufficient time before the time specified therein for his attendance to allow the witness a reasonable time for preparation and for travelling to the place at which his attendance is required.

XVI. Any person, whether a party to the suit or not, may be summoned to produce a document without being summoned to give evidence, and any person summoned merely to produce a document shall be deemed to have complied with the summons if he cause such document to be produced, instead of attending personally to produce the same.

XVII. Any person who shall be summoned to appear and give evidence shall be bound to attend at the time and place named for that purpose.

XVIII. Any person attending to produce a document may be called upon to produce the same without being sworn or examined as a witness.

XIX. A witness not a party to the suit or proceeding in which he is summoned, shall not be bound to produce his own title deeds, unless he shall have agreed in writing with the party requiring the production thereof, or with some person through whom he claims to produce such deeds.

XX. A witness, whether a party or not, shall not be bound to produce any document relating to affairs of State, the production of which would be contrary to good policy, nor any document held by him for any other person who would not be bound to produce it if in his own possession.

XXI. A witness being a party to the suit shall not not be bound to produce any document in his possession or power which is not relevant or material to the case of the party requiring its production, nor any writing or correspondence which may have passed between him and any legal professional adviser. If any party, however, offer himself as a witness, he shall be bound to produce any such writing or correspondence, in his custody, possession, or power, if relevant or material to the case of the party requiring its production.

XXII. Every witness summoned to produce a document shall, if the same be in his custody, possession, or power, be bound to produce it, or cause it to be produced to the Court, although there be a valid objection to the right of the party calling for it to compel its production, or to the reading, or putting it in as evidence, or to the disclosure of the contents thereof; the validity of any such objection made by the person producing the document shall be determined by the Court, and for the better determination thereof, it shall be lawful for the Court to receive any admissible evidence which the person producing the document may give respecting it, and it shall also be lawful for the Court to inspect the document, and if necessary to call to its assistance any person whom it may appoint to interpret the same. Such person, however, shall be previously sworn truly to interpret the same to the Court alone, and not to disclose the contents thereof except to the Court, unless the Court shall order the document to be given in evidence. If the Court shall be of opinion that such document should not be produced, the Court shall not disclose the contents thereof to the parties, or take any note, or make any mention of the contents or effect thereof in its judgment or proceedings, but shall return the document at once to the party producing the same, having previously marked the same for the purpose of identification, and shall record in its proceedings that a document, identifying it by the mark put upon it, was called for, by the person, naming him, who shall call for its production, that the person having the posses-

sion of the document, naming him, objected to its production, and the reasons, if any, for such objection, together with the reasons of the Court for refusing to compel its production. If the Court shall refuse to enforce the production of a document, or to receive the same in evidence, the Court of appeal may, upon a regular appeal, compel the production of such document, and if such Court shall think that the production of the same ought to have been enforced, or that it ought to have been received in evidence, may themselves enforce its production, and receive it in evidence, and decide the case upon such document, coupled with the other evidence given in the suit.

XXIII. A barrister, attorney, or vakeel, shall not, without the consent of his client, disclose any communication made by the client to him in the course of his professional employment, nor any advice given by him professionally to his client, nor the contents of any document of his client, the knowledge of which he shall have acquired in the course of his professional employment. The privilege, however, is that of the client, and if any party to a suit shall give evidence therein at his own instance, he shall be deemed thereby to have waived his privilege, and to have consented to the disclosure by such barrister, attorney, or vakeel, of any such matter as aforesaid, which may be relevant, and which the barrister, attorney, or vakeel would have been bound to disclose, but for the privilege of his client, and the barrister, attorney, or vakeel, shall be bound, upon examination, to disclose any such matter.

XXIV. If any witness, whether a party to a suit or not, to whom any summons to give evidence or produce a document, shall have been personally delivered shall, without lawful excuse, fail to comply with such summons as required by this Act, or attending, or being present in Court, shall, without lawful excuse, refuse to give evidence, or to subscribe his deposition, or to produce any document in his custody or possession, named in such summons as aforesaid, upon being required by the Court so to do, the Court shall have full power and authority to issue an order in writing to the nazir to apprehend and bring the witness before the Court; or, if he be already before the Court, to take him into custody. And such Court may impose on such witness a fine not exceeding five hundred rupees for his default or refusal, realizable by attachment and sale of his property, and may commit him to close custody until he shall consent to give his evidence, or to sign his deposition, or to produce the document, and any such fine as aforesaid shall be levied and recovered by attachment and sale of the property of such person. Provided that no fine imposed under the provisions of this section shall exceed the amount of the property in dispute in the suit. If any such person shall abscond, or keep out of the way, so that he cannot be seized or brought before the Court, his property shall be liable to attachment and sale in the same manner as is provided by Section XXVII. of this Act, with respect to a witness on whom the service of a summons cannot be effected. If such person shall be a party to the suit the Court, instead of proceeding in the manner above pointed out, may, if the witness be a plaintiff, appellant, or petitioner, dismiss the complaint, appeal or petition, with costs against such party, or if such party be a defendant or respondent, may hear, and decide the case against such defendant or respondent *ex-parte*. If any such complaint, appeal or petition shall be dismissed for such cause, the complainant, or petitioner shall be debarred from preferring any other petition, appeal or complaint in respect of the same matter.

XXV. Any person present in Court, whether a party or not, may be called upon and compelled by the Court to give evidence, and produce any document then and there in his actual possession, or in his power, in the same manner and subject to the same rules as if he had been summoned to attend and give evidence, or to produce such document, and may be punished in like manner for any refusal to obey the order of the Court.

XXVI. Any person, whether a party to the suit or not, to whom a summons to attend, and give evidence, or produce a document, shall be personally delivered, and who shall, without lawful excuse, neglect or refuse to obey such summons, or who shall be proved to have absconded, or kept out of the way to avoid being served with such summons, and any person who, being in Court and upon being required by the Court to give evidence, or produce a document in his possession, shall, without lawful excuse, refuse to give evidence, or sign his deposition, or to produce a document in his possession, shall, in addition to any proceedings under this Act, be liable to the party at whose request the summons shall have been issued, or at whose instance he shall be required to give evidence, or produce the document, for all damages which he may sustain in consequence of such neglect, or refusal, or of such absconding, or keeping out of the way as aforesaid, to be recovered in a civil action.

XXVII. If a person, whether a party to a suit or not, for whose attendance either to give evidence or produce a document a summons shall be issued, cannot, after diligent search, to be certified by a return of the nazir, be found, the Court upon proof that the evidence of such witness, or the production of the document is material, and that the witness absconds, or keeps out of the way to avoid being served with a summons, and that he could not, after diligent search, be found or served with the summons, may cause a proclamation requiring the attendance of such person to give evidence, or produce the document at a time and place to be named therein, to be affixed, in the presence, and with the attestation of two respectable householders in some conspicuous place, upon or near to his house or place of abode and if such person shall not attend at the time and place to be named in such proclamation, and it be proved to the satisfaction of the Court that the witness cannot be found, his property, real and personal, to such amount as the Court shall deem reasonable, (but subject to the same limitation as to the articles exempt from attachment as in case of attachment for arrears of rent,) shall be liable, under an order of the Court, to attachment and sale. Provided always, that when the order for attachment and sale shall have been issued by any Court subordinate to the Court of Sudder Dewanny Adawlut, a summary appeal shall lie within one month from the date of the order of the subordinate Court to the Court to which its orders are generally appealable; and that the Rules for the time being in force in regard to sales made in execution of decrees, as to the mode and period of attachment and the place or manner of sale, and as to claims of third parties to property attached and notified for sale, shall be held applicable to such sales.

XXVIII. *Clause* 1.—The cost of the attachment shall be borne in the first instance by the party applying for it, and the Court issuing the summons and attachment shall not proceed to sale of the property but shall order the same to be released from attachment if the witness shall appear and satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons and that he had not notice of the proclamation in time to attend at the time and place named therein. Upon the appearance of such witness the Court shall make such order in regard to the costs of the attachment as it shall deem [illegible] If the witness appearing shall fail to satisfy the Court that he did not abscond, or keep out of the way to avoid service of a summons, and that he had not notice of the proclamation as aforesaid it shall be in the discretion of the Court to order the property attached, or any part thereof to be forfeited and sold for the purpose of satisfying all costs incurred in consequence of such default absconding, or keeping out of the way, and such fine not exceeding the amount in dispute in the suit as the Court may deem fit to impose upon the witness having regard to all the circumstances of the case, and the condition in life of the witness, or the

Court may order the property to be released from attachment upon payment of such costs and fine as aforesaid.

Clause 3.—An order made in pursuance of this Section shall be subject to appeal in the same manner and within the same period, as an appeal against an order for attachment and sale under the last preceding Section of this Act.

XXIX. All orders as to fines, or the levying thereof, or as to imprisonment under this Act, shall be subject to a similar appeal within one month from the date of the order.

XXX. It shall not be necessary to postpone the hearing or decision of a case for the non-production of a document, or for the evidence of persons, who may neglect, or refuse to attend, or who shall abscond, or keep out of the way, or who cannot be served with a summons, beyond such period as shall appear proper to the Court, having regard to all the circumstances of the case; provided that when a summons shall have been issued for the attendance of a plaintiff or appellant in a suit to give evidence, or produce a document, the Court shall, at the request of the defendant or respondent, unless there be good reason to the contrary, postpone the hearing or decision until the plaintiff or appellant can be personally summoned, or shall attend and give evidence, or produce the document required, and that where a summons shall have been issued for the attendance of a defendant or respondent to give evidence, or produce a document, the hearing or decision shall, upon the application of the plaintiff or appellant, be postponed in like manner, unless there be good reason to the contrary, until the defendant or respondent can be personally summoned, or shall attend and give evidence, or produce the document required.

XXXI. On the day appointed for the hearing, the evidence of the attending witnesses shall be taken orally in open Court, in the presence and hearing, and under the personal direction and superintendence of the Judge. The evidence of each witness given upon such examination shall be taken down in writing, by or in the presence and under the superintendence of the Judge, not ordinarily by question and answer, but in the form of a narrative, and when completed shall be read over to the witness, and signed by him in the presence of the Judge and of the parties, to the suit or their vakeels, or such of them as may think fit to attend. In case the witness shall refuse to sign the deposition, the Judge shall sign the same, and record the reason, if any, given by the witness for such refusal, together with such remarks thereon as the Judge shall think fit to make. It shall be in the discretion of the Judge to take down, or cause to be taken down, any particular question and answer if there shall appear any special reason for doing so, or any party, or his vakeel, shall require it. If any question put to a witness be objected to by either of the parties, or their vakeels, and the Court shall allow the same to stand, the question and answer shall be taken down, with the objection, and the name of the party making it, shall be noticed in taking down the depositions, together with the decision of the Court upon the objection. The Judge shall also record such remarks as he may think material respecting the demeanor of any witness whilst under examination.

In case where the evidence is needed of females, according to the custom of the country, cannot be compelled to appear as witnesses in Court, and in which the Court shall be of opinion that the ends of justice require and justify it, the Court may issue a commission to any Officer of the Court or other person, to be named in such commission, for the examination of such females in the hearing of the parties to the suit or their vakeels, in such manner as the Court may direct, having regard to the custom and usage of the country, and with liberty to the parties or their vakeels, to cross examine, anything in Section V. Act VII. 1841, to the contrary notwithstanding.

XXXIII. On or before the day appointed for trial, the Court may, for any sufficient reason, such as the unavoidable absence of any material witness, or for other good cause, on the application of either party, postpone the hearing to another day, to be named, on such terms as to the payment to the opposite party of his costs occasioned by the postponement, and otherwise as to the Court shall seem reasonable. In such case notice in writing shall be given to each of the witnesses to attend and give evidence, or to produce a document on the substituted day, instead of the day mentioned in their summonses, if there be time to do so and the Judge shall so order. The notice shall be served in the same manner as a summons. The service of such notice shall have the same effect as if the substituted day had been originally named in such summons as the day for the appearance in Court to give evidence or produce a document, and all the provisions in this Act relating to summonses to give evidence or produce documents, shall extend to such notices in the same manner as if such notices had been expressly mentioned in such provisions. If the application be too late to serve such notices, the Court may order that the examination of any witness who may be present, or shall attend in pursuance of a summons, shall be proceeded with, and that the further hearing of the case, after the examination of such witness, shall alone be postponed.

XXXIV. Unless the hearing be postponed in manner aforesaid, it shall commence on the day appointed, or as soon afterwards as the business which may be pending before the Court and may be entitled to priority will allow, and the recording of evidence on the trial of any suit when begun under the rules above enacted, shall, unless there be good and sufficient reason to the contrary, (which reason shall be recorded) continue on the same day, or on consecutive business days, until the whole of the evidence of the witnesses present shall be heard. The parties or such of them as desire it shall then be heard either by themselves or their pleaders orally on the merits of the case as regards the issues both of fact and law, and after considering the argument and evidence, the Judge shall record his judgment under Act XII. 1843.

XXXV. If the Court, after the evidence of all the witnesses shall have been heard, and before hearing the pleaders or recording the judgment, shall think it necessary for the ends of justice to inspect any document, or to examine any party to the suit, or any other person whose evidence may appear to be material, the Court, of its own accord, may cause such party or person to be summoned to attend as a witness, to give evidence, or to produce such document, if in his possession, on a day to be appointed, and may examine such party or person as a witness in open Court, or in such other manner as the Court may direct, upon any question which the party or witness may be bound to answer and the Court may think necessary, and may also compel the production of any document mentioned in such summons, which any such persons may have in his possession or power, and be bound to produce. Any witness so called shall be subject to the cross-examination of either party, or his vakeel. If such person, whether a party or not, shall be a female, who, according to the custom of the country, ought not to be compelled to appear as a witness in a Court of Justice, the Court may order such person to be examined in the manner provided by Section XXXII. of this Act, upon such questions as it may direct. The Commissioner or other person authorized to take the examination in such case may put such further questions as in his judgment may be necessary, or may arise out of the answers to be given to the questions directed by the Court.

XXXVI. The Judge may cause public notice to be given in Court, either before or during the ex-

amination of any witness, requiring all or any other witnesses, whether parties or not who have been summoned or inserted in the list of witnesses in the same cause, to leave and to remain out of Court until further order. Any witness in a cause who without lawful excuse shall wilfully remain in, or come into Court, contrary to such notice, shall be punishable in the same manner as for a contempt of Court in open Court. Whenever such notice shall be given, the consequence of disobedience thereto shall be publicly explained at the time of giving the notice.

XXXVII. Any party to a suit, appeal or proceeding who may be examined as a witness therein, shall, except as otherwise provided by this Act, be examined according to the rules for the time being in force as to the examination of witnesses not being parties to the suit, and shall be punishable for any false evidence given by him, in the same manner as if he were not a party.

XXXVIII. The words "witness" and "witnesses" in Act VII. 1841, shall respectively include any party or parties to a suit, and the said Act shall be read as if the words "or party" "or parties" had been used in such Act, in conjunction with the words "witness" or "witnesses" respectively. Provided that the deposition of a party taken under the provisions of this Section at the instance of any opposite party may be read in evidence by, or on behalf of, such last-mentioned party, without the proof required by Section V. of the said Act. Provided also, that no deposition of any party taken under the provisions of this Section shall be read or used in evidence unless taken and read at the instance of some opposite party, or unless it shall be proved that the deponent is unable, from sickness or infirmity, to attend to be personally examined, or is, without collusion, or any reference to the suit, at so great a distance from the Court, that, in the judgment of the Court, it would be unreasonable to require his personal attendance in Court for the purpose of giving such evidence, in which last-mentioned case it shall be discretionary with the Court, having regard to the nature of the case and of the evidence given, either to allow or to refuse such deposition to be read.

XXXIX. No appeal shall lie from any order or decision of a Judge with respect to summoning or examining any party to a suit, or as to allowing a deposition to be read under the Section next preceding.

XL. If any party to any such suit as aforesaid shall, in any pleading or statement, refer to any document in his possession or power, as a material proof or document in support of his claim or defence, he shall file such document with the pleading or statement, unless the Court shall, for good and sufficient cause, extend the time for filing the same; and any adverse party shall be entitled, by himself, or his vakeel, to inspect and take a copy of the document.

XLI. In the construction of this Act, unless where it is otherwise expressly provided, or there is something in the subject or context repugnant to such construction, or which would render such construction inapplicable to the case, the word "Court" shall mean any Civil Court of the East India Company, and shall include any Judge or other officer or person mentioned in Section II. of this Act; the word "Judge" shall be understood to mean the chief judicial authority presiding in any such Court, and shall include any officer or person having, by law, or consent of parties, authority to examine witnesses and to act judicially; the word "suit" shall be deemed to mean and include any suit, appeal or proceeding mentioned in Section II.; the word "witness" shall include all persons competent and liable to give evidence, whether parties to any suit or proceeding or not. Words importing the masculine gender or singular number shall include the feminine gender or plural number, and *vice versa*.

XLII. This Act shall extend only to Civil proceedings, and to the Presidency of Fort William in Bengal, and shall not include any of Her Majesty's Supreme Courts of Judicature.

XLIII. The provisions of Sections IX. X. and XI. of this Act shall not extend to the Zillah of Chittagong or Sylhet.

XLIV. This Act shall come into operation on the 1st day of January 1854.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Passed Act.

Fort William, Home Department, Legislative,

The 8th December 1853.

THE following Act passed by the Governor General of India in Council, on the 8th December 1853, is hereby promulgated for general information:—

ACT No. XX. OF 1853.

An Act to amend the Law relating to Pleaders in the Courts of the East India Company.

WHEREAS it is expedient to amend the law relating to Pleaders in the Courts of the East India Company, It is enacted as follows:—

I. Section XVI. Regulation XXVII. of 1814 of the Bengal Code, and Section XVI. Regulation XIV. of 1816 of the Madras Code, are hereby repealed.

II. No Pleader shall be bound to attend in any of the Courts of the East India Company, on any day fixed for the transaction of Civil business, or to notify to the Court his inability to attend, unless he shall be employed in some cause or business which according to the practice of the Court, may be heard or transacted therein on that day, anything in any law or regulation to the contrary notwithstanding.

III. Every Attorney on the roll of any of Her Majesty's Supreme Courts of Judicature in India shall be entitled as such to plead in any of the Sudder Courts of the East India Company, subject however to all the rules for the time being in force in the said Sudder Courts respectively, applicable to Barristers pleading therein, whether relating to the language in which the Court is to be addressed or to any other matter.

IV. That part of Section IV. Act No. I. of [illegible] which provides that no person shall be admitted Pleader in any of the Courts of the East India Company, unless he have obtained a Certificate in the manner as shall be directed by the Sudder Courts that he is of good character and duly qualified for the [illegible] shall not extend to Barristers [illegible] Attorneys of the said Supreme Courts; but every Barrister and Attorney shall be entitled as such to plead in any of the Courts of the East India Company subordinate to the Sudder Courts, subject to the rules in force in the said subordinate Courts respectively applicable to Pleaders therein, so far as such rules relate to the language in which the Court is to be addressed or any other matter connected with pleading therein.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Draft Act.

Fort William, Home Department, Legislative,
The 2nd December 1853.

THE following Draft of a proposed Act was read in Council for the first time on the 2nd December 1853:—

ACT No —— OF 1853.

An Act to amend Act No. XXI. of 1835, *and to authorize the issue of half pice.*

WHEREAS it has been deemed expedient, with reference to the convenience of the public, that Copper Coins to be called half pice should be issued, It is enacted as follows:

I. So much of Section I. Act No. XXI. 1835, as enacts that only the Copper Coins therein mentioned shall be issued from any mint in the Presidency of Bengal, is repealed.

II. After the passing of this Act Copper Coins to be called half pice may be issued from any of the mints in the territories under the Government of the East India Company.

III. A half pice shall weigh fifty grains troy and shall be a legal tender in any part of the said territories for as part of the Company's rupee, but shall not be a legal tender except for fractions of a rupee.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 2nd day of March 1854.

GEO. PLOWDEN,
Offg. Secy. to the Govt. of India.

Notifications, Appointments, &c.

Fort William, Foreign Department,
The 8th December 1853.

No. 5257.

The services of Captain W. B. McCally, of the 41st Madras Native Infantry, attached to the Hyderabad Contingent, are placed at the disposal of the Government of Fort Saint George.

No. 5313.

The Most Noble the Governor General in Council is pleased to appoint Mr. H. C. Tucker, Commissioner of the Benares Division, to be also Agent to the Governor General at Benares, and Superintendent of the Ex-Rajah of Coorg, and for the affairs of the late Ex-Rajah of Sattara.

No. 5314.

Captain J. R. Becher to be Deputy Commissioner of Huzara, from the date of Major Edwardes' appointment as Commissioner of the Peshawur Division.

No. 5315.

Fort William, the —— December 1853.

The President in Council has been pleased to permit Captain R. Ouseley, 34th Regiment Native Infantry, to conduct the duties of Cantonment Magistrate of Wuzeerabad from the 1st instant, in addition to his Regimental duties, so long as his Corps may remain at that station.

No. 5316.

Major C. Davidson, First Assistant to the Resident at Hyderabad, resumed charge of his duties in the Dacoitee Department from Captain A. R. Thornhill, on the 2nd instant.

No. 5317.

Mr. R. P. Jenkins, Assistant Commissioner of Leiah, is permitted to assume the duties of Assistant Commissioner at the Hill Station of Murree during the hot season of 1854.

No. 5318.

With reference to G. O. under date the 23rd September last, No. 4155, granting leave of absence for one month to Lieutenant H. B. Impey, Officiating Cantonment Joint Magistrate at Umballa, it is further notified that Lieutenant E. Thomas, Interpreter and Quarter Master of the 70th Regiment Native Infantry, officiated for Lieutenant Impey under the orders of the Officer Commanding at Umballa.

No. 5319

The leave of absence, under Medical certificate, granted by the Chief Commissioner of the Punjab to Lieutenant R. Young, Assistant Commissioner of Mooltan, for three months, under Section VIII. of the Amended Rules, from the 26th instant, for the purpose of proceeding to Bombay with the view of appearing before the Medical Committee there, is confirmed.

No. 5320.

The leave of absence granted to Lieutenant A. G. Davidson, Adjutant of the Mhairwarrah Local Battalion, in G. O. dated 26th October last, No. 4574, is to commence from the 16th ultimo, instead of the 15th October.

No. 5321.

The Hon'ble the President in Council is pleased to grant leave of absence to the following Officers:—

Major H. E. Longden, on special duty on the Kangra Hills, for three months, from the 1st January 1854, to proceed to Bombay preparatory to applying for furlough to England.

Captain W. McCulloch, Political Agent at Munnipore, for ten days, to visit Cherra Poonjee, on urgent private affairs, from the date he may avail of it.

Major S. A. Abbott, Deputy Commissioner of Hoshiarpore, for two days, under Section XII. of the Amended Rules, in extension of the leave granted to him in G. O. of the 9th August last, No. 3459, to enable him to rejoin his appointment.

Captain C. V. Swinton, of the Hyderabad Contingent, under Medical certificate, until the 18th January 1855, in extension of the leave for one year already granted to him.

The Reverend W. J. Whiting, Chaplain at Dugshaie, on Medical certificate, for three months, for the purpose of visiting the Presidency, preparatory to applying for furlough to Europe on sick certificate, from the date on which he left his station.

No. 5322.

The Hon'ble the President in Council is pleased to recognize the appointment of Monsieur D'Egremont as Belgian Consul General at Singapore.

J. W. DALRYMPLE,
Offg. Under Secy. to the Govt. of India.

No. 39.

Fort William, Financial Department,

The 15th December 1853.

Notification.—Notice is hereby given, that the Salaries, Pay, Batta and Allowances of the Civil, Military and Marine Departments, for December 1853, will be payable as under:

Military and Marine Departments, on Tuesday the 10th proximo.

Civil Department, on Monday the 16th proximo.

By order of the Hon'ble the President in Council,

C. ALLEN,

Secy. to the Govt. of India.

No. 2240.

Orders by the Most Noble the Governor of Bengal.

Appointments.—*The 29th November* 1853.—Mr. W. Dicey to be First Assistant to the Master Attendant at Calcutta.

The 8th December 1853.—Mr. H. C. Halkett to officiate as Civil and Sessions Judge of Tipperah.

Mr. G. P. Leycester to officiate as Collector of Tipperah.

Mr. R. Hampton to officiate as Collector of Backergunge.

Mr. R. C. Raikes to officiate as Collector of Jessore.

Mr. R. B. Chapman to be an Assistant to the Magistrate and the Collector of Shahabad, and to exercise the powers of a Joint Magistrate and Deputy Collector in that District.

Mr. J. C. Dodgson to be Register of Deeds and Marriage Registrar in the District of Tajshahye.

Mr. W. T. Llewelyn to be Harbour Master at Calcutta.

Mr. C. R. Smith to be Assistant to the Registrar of Seamen for the Port of Calcutta.

Notification.—*The 26th November* 1853.—Sub-Assistant Surgeon Juggernath Sein, having refused to join the station to which he was appointed, is removed from the public Service.

By order of the Most Noble the Governor of Bengal.

CECIL BEADON,

Secy. to the Govt. of Bengal.

No. 2241.

Orders by the Hon'ble the Deputy Governor of Bengal.

Appointments.—*The 14th December* 1853.—Mr. F. R. Cockerell to be an Assistant to the Magistrate, Collector and Salt Agent of Cuttack, and to exercise the special powers described in Clause 3, Section II. Regulation III. of 1821, and Section XXI. Regulation VIII. of 1831, in that District.

Mr. H. R. Clarke to be an Assistant to the Magistrate, Collector and Salt Agent of Pooree.

Mr. T. B. Lane to be a Member of the Local Committee of Public Instruction at Cuttack.

The following gentlemen to be Members of the Local Committee of Public Instruction at Pooree:

Baboo Nilmoney Birmo.

,, Samachurn Sircar.

,, Gourbullub Ghose.

Leave of Absence.—*The 9th December* 1853.—Mr. S. Hogg, a Student of the College of Fort William, until the 31st December 1854, on Medical certificate, in extension of the leave granted to him on the 19th of August last.

The 10th December 1853.—Mr. J. H. Mangles, Assistant to the Joint Magistrate and Deputy Collector of Bancoorah, from the 14th to the 28th of [illegible], under Medical certificate.

The 14th December 1853.—Mr. H. C. Halkett, Officiating Judge of Tipperah, for fifteen days, under Section XII. of the Amended Absentee Rules, in extension of the leave granted to him on the 22nd of October last.

The Reverend F. Hinde, Chaplain of Bhaugulpore, to the date of his embarking for the Cape of Good Hope, under Section XXIV. of the Amended Absentee Rules, in extension of the leave granted to him by the Lord Bishop of Calcutta, as notified in the *Gazette* of the 10th September last.

Notification.—*The 9th December* 1853.—Dr. A. McLean, Assistant Surgeon in Medical charge of the 1st Assam Light Infantry Battalion, is reported to have passed a successful examination in the Bengallee and Assamese languages.

By order of the Hon'ble the Deputy Governor of Bengal,

CECIL BEADON,

Secretary to the Govt. of Bengal.

Orders by the Hon'ble the Lieut.-Governor of the North-Western Provinces.

No. 2244 A of 1853.

General Department,

Camp Allahabad, the 5th December 1853.

Leave of Absence.—Mr. John Walter Sherer, Assistant Secretary to Government of the North-Western Provinces, and Assistant Accountant, for ten days, on private affairs, under Section XII. of the Amended Absentee Rules, from the 20th instant.

No. 2244 B of 1853.

Appointments.—Mr. Charles Paget Caraniche to officiate as Assistant Secretary to Government of the North-Western Provinces, and Assistant Accountant, till further orders.

No. 4539 of 1853.

Judicial Department.

Mr. John W. Sherer to officiate as Magistrate and Deputy Collector of [illegible] in the absence of Mr. Hutchinson, until further orders.

No. 4552 of 1853.

Camp Mooftu-ka-Toorwa, the 6th December 1853.

Leave of Absence.—Assistant Surgeon W. B. Playfair, M. D., Civil Assistant Surgeon of Saharunpore, for one month, from the date of his availing himself of the leave.